

169,424.+
143,764.+
151,544.+
149,225.+
004
613,957.*

	24,100.+
	560,370.+
	29,484.+
003	
	613,954.*

PASSAIC VALLEY SEWERAGE COMMISSIONERS
APPLICATION FOR A SEWER USE PERMIT

SECTION A

1. Company Name: Elrich Productions, LLC D/B/A G & H Metal Finishers
2. Permit Number if applicable: 272 000 54
3. Location: 282 Dakota Street
Paterson, NJ Zip Code: 07503
4. Mailing Address: 282 Dakota Street
Paterson, NJ Zip Code: 07503
5. Person to contact concerning information provided in this application:
Name of Contact Official: Elmer E. Bush, III
Title: Sr. Member Phone No.: 973-523-0307
Address: 282 Dakota St., Paterson, NJ Zip code: 07503
6. Number of Employees - Full Time: 5 Part Time: 0
Number of Work Days Per Year: 249
Number of Shifts Per Day: 1
7. If property is owned indicate block and lot number(s): _____
Assessed Value: _____
8. If property is rented indicate name and address of owner: Patelrich Holdings, L.L.C.
282 Dakota St., Paterson, NJ 07503
Total square feet rented: 11,000 sq ft
9. List NJPDES Permit Number if applicable, _____ and
Name of receiving Body of Water entered _____

INDUSTRIAL	1787	120
81100	81150	81200
DEC 27 2005		
81250	82050	82100

SECTION B

WATER DATA

10. Water Source: (Circle all appropriate answers)

Purchased ☒ Y - ☐ NWell ☐ Y - ☒ N

If Y, is it metered Y - N

River ☐ Y - ☒ N

If Y, is it metered Y - N

11. Name of purchased water supplier: Passaic Valley Water CommissionList all Account #'s: 137155-7888012. Water Received: From Mo. 7 Yr. 04 Through Mo. 6 Yr. 05

(* Next to a figure means it is estimated).

	<u>PURCHASED</u>	<u>WELL</u>	<u>RIVER</u>	<u>TOTAL</u>
1 st Qtr. '05	169424	—	—	169424
2 nd Qtr. '05	143764	—	—	143764
3 rd Qtr. '04	151544	—	—	151544
4 th Qtr. '04	149225	—	—	149225

GRAND TOTAL 613954

Report in gallons

13. Water Use and Disposition (*Next to a figure means it is estimated).

	Gallons Sanitary/Combined Sewer	Discharged Stormwater/River/ Ditch	Gallons Used Other
Sanitary service only	24100	—	
Process waste water	560370	—	
Cooling water	—	—	
Evaporation			29484
Contained in the product			—
Other (describe)			—

GRAND TOTAL 613954

SECTION B (continued)

14. Process wastewater which is discharged as above is metered as follows:

To the Separate Sanitary Sewer	Y <input checked="" type="radio"/> N
To the Combined Sewer	<input checked="" type="radio"/> Y - N
To the Storm Sewer	Y <input checked="" type="radio"/> N
River or Ditch	Y <input checked="" type="radio"/> N

15. Waste hauler information: List all firms and/or independent contractors used to remove process waste or sludge from this facility.

Contractor	Address	Icc #	Waste type handled
N/A			

SECTION COPERATIONAL CHARACTERISTICS

16. Discharge of Industrial Waste is continuous _____
or intermittent X each operating day.

If the discharge is intermittent, it occurs between the following hours: 7:30 AM to 4:00 PM

17. Brief description of Manufacturing or other activity performed: Electroplating of
Copper, Nickel and Chrome - Job Shop

List SIC CODE #: 332810

18. Principal Raw Materials used: Copper, Nickel, and Chrome

19. Principal Products or Services: Plated Parts

20. Describe seasonal variations, if significant, giving dates, volumes, rates, hours, etc.

Include variations in product lines which affect waste characteristics: _____

Does this facility shutdown for vacation(s)? No If so, is it basically the same time each year. _____ Provide dates usually shutdown _____

SECTION D

MONITORING

21. Describe any pretreatment process or effluent monitoring system in use:

Outlet 1 Auto pH control and composite
samples

Outlet 2 Sanitary

Outlet _____

22. Sampling information:

<u>Outlet</u>	<u>Contains Industrial Waste</u>	<u>Sampler Type</u>	<u>Refrigerated</u>
<u>1</u>	<u>Composite for metal</u>	<u>Auto Sample</u>	<u>Yes</u>
	<u>Grab for Cu</u>		

SECTION D (continued)

23. Volume Information:

Outlet	Daily Flow (Gallons)	Metered (Y - N)	Type	Date
1	2240/d	Y	City Meter	

24. Frequency of calibration of each flow meter: yearly

25. Attach plot plan of the property showing: see attachment.

- (a) all existing or proposed sewer and drain lines (including outlets to a storm sewer, river or ditch);
- (b) sample point(s); Monitoring or Pretreatment Equipment; Incoming meter(s); Well meter(s); Internal meter (s); Flowmeter(s).
- (c) details of the connection(s) to the municipal (or PVSC) sewer, including the distance and direction of each connection from the nearest street intersection.

SECTION EANALYSIS OF INDUSTRIAL WASTE *See attached Accredited Laboratories, Inc
Report 10-6-05*

26. Analysis for Industrial Waste must be a proper sample taken for each outlet.

OUTLET NO. 1

Report to the nearest unit: XX. Except where indicated with (1) Example: 15 mg/l			Report to the nearest hundredth: 0.XX Except where indicated Example: 0.36 mg/l		
Code	Parameter	Value	Code	Parameter	Value
0200*	Radioactivity (PL-1)		1097*	Antimony (Sb)	
0500	Total Solids	311.0	1002*	Arsenic (As)	
0505	Volatile Solids	2	1022*	Boron (B)	
0530	Total Suspended Solids	<2.0	1027	Cadmium (Cd)	<.004
0540	Volatile Suspended Solids	<2.0	1034*	Chromium Total (Cr)	<.010
0555	(1)(3) Petroleum Hydrocarbons	<.5	1042	Copper (Cu)	<.010
0310	Biochemical Oxygen Demand (BOD)	<2.0	1045*	Iron (Fe)	<.1
			1051	Lead (Pb)	<.010
0340	Chemical Oxygen Demand (COD)	709	0720*(3)	Cyanide (Cn)	
			1900	Mercury (Report to 0.XXX)	
0680	Total Organic Carbon (TOC)	14.0	1067	Nickel (Ni)	<.010
			1147*	Selenium (Se)	
9000	pH(standard unit range)		1077*	Silver (Ag)	
0610	(1) Ammonia as N	<0.10	1102*	Tin (Sn)	
0550	(1)(3) Total Oil & Grease	1.6	1092	Zinc (Zn)	<.1
0745*	(1) Sulfide		2730	Phenol	<0.05
0507*	(1) Ortho Phosphates as P		4053*	Pesticides (Report to 0.XXX)	
0625*	(1) Kjeldahl N as N				
9998*	(2)(3) TTO (Report to 0.XXX)		9999*(3)	TTVO (Report to 0.XXX)	

FOOTNOTES:

- (1) Report results to the nearest tenth, i.e., 1.6 mg/l.
 (*) Analyze for this if reasonably expected to be present in the discharge unless otherwise exempted.
 (2) See instructions.
 (3) Grab sample required

Rev: 1/87
 8/89
 7/90
 9/94
 8/95
 11/95
 07/98

SECTION E (continued)

Samples collected by: Environmental Management Solutions, Inc.

Date: _____

Sample analyzed by: Accredited Labs, Inc.

Date: _____

Products being manufactured when sample was collected: Customer Parts

27. Who performs the analyses of the samples for User Charge? _____

Accredited Labs, Inc.

28. Is the Laboratory certified by NJDEP to conduct all the analyses? ☒ - N _____

29. Who performs the analyses of the samples for the Pretreatment Parameters?

Accredited Labs, Inc.

If monitoring has not commenced for Pretreatment, indicate Laboratory you plan to use. If unknown, so state: _____

N/A

30. Is the Laboratory certified by NJDEP to conduct all the required Pretreatment analyses? _____

☒ - N NJ #12007

31. Based upon knowledge of materials and processes used at this facility check the appropriate box that best describes the potential that a Priority Pollutant, listed on Tables 1, 2 & 3 is present in your discharge.

SECTION F

PRETREATMENT

32. Industrial Category: CFR 413.14 - SIC. 3471
Subpart (s): A
33. Compliance date(s): 1996
34. Is facility in compliance? Yes If not, and if compliance date has passed, explain actions being taken to get into compliance: _____

35. Date Baseline Monitoring Report (BMR) submitted to PVSC: _____
36. Compliance schedule submitted: N/A
If yes is facility on schedule? _____ Explain if compliance date will not be met: _____

37. Does this facility come under the Resource Conservation and Recovery Act (RCRA)?
If yes, describe No
38. Does this facility have a Spill Prevention Control and Countermeasures (SPCC) plan?
If yes, describe No - In process
39. Has NJDEP or EPA ever cited this facility for a violation of State or Federal Regulations for the nature of its wastewater discharge? Y (N)
40. Is this facility under an ISRA Clean up? No If so, has a plan been approved by NJDEP: _____
- Is there any plan to discharge groundwater?
No

CERTIFICATION*:

The information contained in this application is familiar to me and, to the best of my knowledge and belief, such information is true, complete and accurate.

If the applicant is a corporation, a corporate resolution is attached granting me the authority to sign the application on behalf of the corporation.

Name of signing official:

Elmer E. Bush, III

Print Name

TITLE:

Sr. Member

DATE

12-16-05

SIGNATURE

Elmer E. Bush, III

*APPLICATION MUST BE SIGNED BY ONE OF THE FOLLOWING:

- a. Principal Officer of Corporation
- b. President or Owner of Company
- c. General Partner if a Partnership
- d. Plant Manager or Authorized Representative

TABLE 1 EPA PRIORITY POLLUTANTS

CHECK APPROPRIATE BOX

NAME	A	B	C	D		A	B	C	D
Acenaphthene					2,4 dimethylphenol				
acrolein					2,4 dinitrotoluene				
acrylonitrile					2,6 dinitrotoluene				
benzene					1,2 diphenylhydrazine				
benzidine					ethylbenzene				
carbon tetrachloride					fluoranthene				
(tetrachloromethane)					4-chlorophenyl phenyl ether				
chlorobenzene					4-bromophenyl phenyl ether				
1,2,4-trichlorobenzene					bis(2-chloroisopropyl) ether				
hexachlorobenzene					bis(2-chloroethoxy) methane				
1,2 dichloroethane					methylene				
1,1,1 trichloroethane					chloride(dichloromethane)	X			
hexachloroethane					methyl chloride				
1,1,dichloroethane					(chloromethane)				
1,1,2 trichloroethane					methyl bromide				
1,1,2,2 tetrachloroethane					(bromomethane)				
chloroethane					bromoform(tribromomethane)				
bis(chloromethyl) ether					dichlorobromomethane				
Bis(2 chloroethyl) ether					trichlorofluoromethane				
2-chloroethyl vinyl ether mixed					dichlorodifluoromethane				
2-chloronaphthalene					chlorodibromomethane				
2,4,6, trichlorophenol					hexachlorobutadiene				
parachlorometa cresol					hexachlorocyclopentadiene				
Chloroform (trichloromethane)					isophorone				
2 chlorophenol					naphthalene				
1,2, dichlorobenzene					nitrobenzene				
1,3, dichlorobenzene					2-nitrophenol				
1,4, dichlorobenzene					4-nitrophenol				
3,3, dichlorobenzidine					2,4-dinitrophenol				
1,1,dichloroethylene					4,6 dinitro-o cresol				
1,2 trans-dichloroethylene					N-nitrosodimethylamine				
2,4,dichlorophenol					N-nitrosodiphenylamine				
1,2, dichloropropane					N-nitrosodi-n-propylamine				
1,3, dichloropropylene					pentachlorophenol				
(1,3 dichlor propene)					phenol	X			

- A. KNOWN TO BE PRESENT
 B. SUSPECTED TO BE PRESENT
 C. KNOWN TO BE ABSENT
 D. SUSPECT TO BE ABSENT

TABLE 1 EPA PRIORITY POLLUTANTS (continued)

CHECK APPROPRIATE BOX

NAME	A	B	C	D		A	B	C	D
bis(2-ethylhexyl) phthalate					endrin				
butylbenzylphthalate					endrin aldehyde				
di-n-butylphthalate					heptachlor				
di-n-octylphthalate					heptachlor (epoxide)				
diethylphthalate					BHC Alpha				
dimethylphthalate					BHC Beta				
benzo(a)anthracene					BHC Gamma				
benzo(a)pyrene					BHC Delta				
3,4 benzofluoranthene					PCB1242				
benzo(k) fluoranthene					PCB1254				
chrysene					PCB1221				
acenaphthylene					PCB1232				
anthracene					PCB1248				
benzo(ghi)perylene					PCB1260				
fluorene					PCB1016				
phenanthrene					toxaphene				
dibenzo (a,h) anthracene					antimony (total)				
indeno (1,2,3-c,d) pyrene					arsenic (total)				
pyrene					asbestos (fibrous)				
tetrachloroethylene					beryllium (total)				
toluene					cadmium (total)				
trichloroethylene					chromium (total)	X			
vinyl chloride					copper (total)	X			
aldrin					cyanide (total)	X			
dieldrin					lead (total)	X			
chlordane					mercury (total)				
4,4 DDT					nickel (total)	X			
4,4, DDE					selenium (total)				
4,4, DDD					silver (total)				
endosulfan I					thallium (total)				
endosulfan II					zinc (total)	X			
endosulfan sulfate					2,3,7,8, tetrachlorodibenzo				
					p-dioxin				

- A. KNOWN TO BE PRESENT
 B. SUSPECTED TO BE PRESENT
 C. KNOWN TO BE ABSENT
 D. SUSPECT TO BE ABSENT

TABLE 2 NJDEP EXPANDED PRIORITY POLLUTANTS**CHECK APPROPRIATE BOX**

NAME	A	B	C	D		A	B	C	D
acrylamide					n,n-dimethyl aniline				
amitrole					3,3-dimethyl benzidine				
amyl alcohols					1,1-dimethylhydrazine				
aniline hydrochloride					dioxane				
anisole					diphenylamine				
auramine					ethylenimine				
benzotrichloride					hydrazine				
benzylamine					4,4-methylene bis				
					(2-chloraniline)				
o-chloroaniline					4,4-methylenedianiline				
m-chloroaniline					methyl isobutyl ketone				
p-chloraniline					alpha-naphthylamine				
1-chloro-2-nitrobenzene					beta-naphthylamine				
1-chloro-4-nitrobenzene					n-methylaniline				
chloroprene					1,2- phenylenediamine				
chrysoidine					1,3- phenylenediamine				
cumene					1,4-phenylenediamine				
2,3-dichloroaniline					sudan 1 (solvent yellow 14)				
2,4-dichloroaniline					thiourea				
2,5-dichloroaniline					toluene sulfonic acids				
3,4-dichloroaniline					toluidines				
3,5-dichloroaniline					xylicines				
1,3-dichloropropene									
1,3-dimethoxybenzidine									

- A. KNOWN TO BE PRESENT
 B. SUSPECTED TO BE PRESENT
 C. KNOWN TO BE ABSENT
 D. SUSPECT TO BE ABSENT

TABLE 3 EPA HAZARDOUS SUBSTANCES

CHECK APPROPRIATE BOX

NAME	A	B	C	D		A	B	C	D
acetaldehyde					isopropanolamine				
allyl alcohol					keltane				
allyl chloride					kepone				
amyl acetate					malathion				
aniline					mercaptodimethur				
benzonitrile					methoxychlor				
benzyl chloride					methyl mercaptan				
butyl acetate					methyl methacrylate				
butylamine					methly parathion				
captan					mevinphos				
carbaryl					mexacarbate				
carbofuran					monoethylamine				
carbon disulfide					monomethylamine				
chlorpyrifos					naled				
coumaphos					napthenic acid				
cresol					nitrotoluene				
crotonaldehyde					parathion				
cyclohexane					phenolsulfanate				
2,4-D (2,4-dichlorophenoxy)					phosgene				
acetic acid					propagrite				
diazinon					propylene oxide				
dicamba					pyrethrins				
dichlobenil					quinoline				
dichlone					resorcinol				
2,2-dichloropropionic acid					strontium				
dichlorvos					strychnine				
diethylamine					stryrene				
dimethylamine					2,4,5-T (2,4,5-trichloro- phenoxy acetic acid)				
dinitrobenzene					TDE (tetrachloro- diphenylethane)				
diquat					2,4,5-TP 2(2,4,5- trichlorophenoxy				
disulfoton					trichlorofon				
diuron					triethylamine				
epichlorohydrin					trimethylamine				
					propanoic acid				

- A. KNOWN TO BE PRESENT
 B. SUSPECTED TO BE PRESENT
 C. KNOWN TO BE ABSENT
 D. SUSPECT TO BE ABSENT

TABLE 3 EPA HAZARDOUS SUBSTANCES (continued)CHECK APPROPRIATE BOX

<u>NAME</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>		<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>
ethanolamine					uranium				
ethion					vanadium				
ethylene diamine					vinyl acetate				
ethylene dibromide					xylene				
formaldehyde					xlenol				
furfural					zirconium				
guthion									
isoprene									

- A. KNOWN TO BE PRESENT
 B. SUSPECTED TO BE PRESENT
 C. KNOWN TO BE ABSENT
 D. SUSPECT TO BE ABSENT

SUPPLEMENTAL SEWER USE APPLICATION QUESTIONNAIRE

The following questionnaire must be completed and submitted by all industrial and tax-exempt users making application for a SEWER USE PERMIT. The purpose of this questionnaire is to identify the correct name and address of the applicant and all individuals and entities owning 10% or more of the applicant. This will assist the PVSC by providing necessary information for service of notices, bills and other documents upon the applicant, for service of process as well as the individual to be contacted in the event of an emergency.

BY SIGNING THIS APPLICATION THE APPLICANT IS ACKNOWLEDGING ITS CONTINUING OBLIGATION TO UPDATE THE INFORMATION CONTAINED IN THIS QUESTIONNAIRE. SPECIFICALLY THE APPLICANT UNDERSTANDS THAT IT SHALL NOTIFY THE PVSC WITHIN THIRTY (30) DAYS OF ITS ENTERING INTO A CONTRACT OR AGREEMENT TO TRANSFER ITS CAPITAL STOCK AND/OR 50% OR MORE OF ITS ASSETS. THE APPLICANT SHALL LIKEWISE INFORM THE PVSC, ON A CONTINUING BASIS, OF ALL INDIVIDUALS OR ENTITIES OWNING 10% OR MORE OF THE CAPITAL STOCK OR ASSETS OF THE CORPORATION AND ANY INDIVIDUAL OR ENTITY ENTITLED TO RECEIVE MORE THAN 10% OF THE NET PROFITS OF THE APPLICANT.

FAILURE TO NOTIFY THE PVSC OF ANY CHANGES IN THE CORPORATE STRUCTURE, OWNERSHIP OR PLANNED TRANSFER OF OWNERSHIP WITHIN 15 DAYS OF ITS OCCURRENCE SHALL BE DEEMED A VIOLATION OF THE SEWER USE PERMIT, THE RULES AND REGULATIONS OF THE PVSC AND N.J.S.A. 58:14-1 et. seq.

SECTION ONE

(To be completed by all applicants)

NAME OF APPLICANT: State the complete name of the organization applying for a SEWER USE PERMIT ("Permit"), as it appears on the certificate of incorporation, charter, by-laws, partnership agreement, trust or other official document which establishes the name of the applicant (if no such document exists, state the name the business uses):

Erich Productions, L.L.C.

Name of Applicant

TRADE NAME: Identify all trade names, names under which the applicant will be doing or soliciting business and/or fictitious names that the organization will utilize at the location(s) for which this Permit application is made.

G & H Metal Finishers

Trade Name/Fictitious Name

BUSINESS ORGANIZATION: Please check the appropriate box:

- | | | | |
|--------------------------|---------------------|-------------------------------------|---------------------------|
| <input type="checkbox"/> | Sole Proprietorship | <input type="checkbox"/> | Trust |
| <input type="checkbox"/> | Partnership | <input type="checkbox"/> | Joint Venture |
| <input type="checkbox"/> | Limited Partnership | <input type="checkbox"/> | Non-Profit Corporation |
| <input type="checkbox"/> | Corporation | <input checked="" type="checkbox"/> | Limited Liability Company |
| <input type="checkbox"/> | Other (describe) | | |

EMERGENCY CONTACT PERSON: In the event of an emergency, provide the name, address and telephone number of the person(s) the PVSC can contact:

Name: **Elmer E. Bush, III**

Street Address: **96 Bergen Drive**

City, State & Zip Code: **West Milford, NJ 07480**

Business Telephone: **973-523-0307** Emergency Telephone: **973-728-6049**

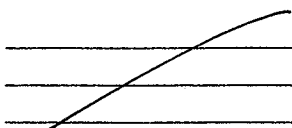
PAST NAMES OF APPLICANT. List all names under which the applicant has done business or held itself out to the public as doing business in the past. Include names of division, and "trading as," "doing business as," fictitious, or informal name.

<u>Name</u>	<u>From (Year)</u>	<u>To (Year)</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

APPLICANT'S FORMER FACILITIES IN NEW JERSEY. List all locations, including office, in the State of New Jersey at which the applicant formerly operated any aspect of its business, and any location at which such a business was owned or operated by any predecessor of the applicant, or by any owner, partner, director, officer, key employee or stockholder holding 10% or more of the applicant's equity.

<u>Address</u>	<u>Type of Facility</u>	<u>From To (years)</u>	<u>NJDEP regis. No. and or USEPA I.D.</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

APPLICANT'S FACILITIES IN OTHER JURISDICTIONS. List all locations in any state, including offices, districts or territory of the United States other than New Jersey, or in any foreign country, at which the applicant is currently operating any aspect of its business.

<u>Address</u>	<u>Telephone</u>	<u>Type of facility</u>	<u>USEPA I.D. and/or any permits (nos. and name of issuing agency)</u>
			

SECTION TWO

(To be completed only by Corporations and Limited Liability Companies)

REGISTERED AGENT: Identify the name and address of the Corporation's Registered Agent:

Name: John M. Carbone, Esq.

Company Name: Carbone And Faasse

Street Address: 401 Goffle Road

City, State & Zip Code: Ridgewood, NJ 07450

Telephone: 201-445-7100
(Area Code)

DATE AND PLACE OF INCORPORATION/FORMATION: Identify the state where the corporation/LLC was organized and the date on which the Certificate of Incorporation/Formation was filed:

State/Country: New Jersey

Date: 12-13-2000

Certificate of Incorporation No.: 0600104034

Copy of certificate of incorporation attached? 2 Yes No

DATE AUTHORIZED IN NEW JERSEY: If other than a New Jersey corporation/LLC, state the date on which the corporation/LLC received a Certificate of Authority to Transact Business in New Jersey (and attach copy).

Date:

OFFICERS. List the following information as to each Officer of the corporation. Use additional copies of this section as necessary.

Name: Elmer E. Bush, III 90%

Telephone: 913-523-0307

Business address: 282 Dakota St., Paterson, NJ 07503

Office
held

Date took
office

Date of
birth

Sr Member

12-12-2000

11-13-48

Name: Richard D. Bush 10%

Telephone: _____

(area code)

Business address: 282 Dakota St., Paterson, NJ 07503

Note: Richard suffered a stroke in July 2002 and had a mini-stroke in December 2002. He is permanently disabled and is on Social Security Disability.

He serves no function within or to the company, receives no compensation and will be eventually replaced by my son, Edward, at a later date.
Edward Bush

Office
held

Date took
office

Date of
birth

Member

12-12-2000

12-15-51

DIRECTORS. List the following information as to each Director of the corporation. Use additional copies of this section as necessary.

Name: _____

Telephone: _____

(area code)

Business address: _____

Office
held

Date took
office

Date of
birth

FORMER OFFICERS AND DIRECTORS: List the following information as to each person who was an Officer or Director of the corporation at any time during the last 10 years and is not listed in the responses above. Use additional copies of this section, as necessary.

Name and last known address:

Position held	From	To (month/year)	Date of birth
_____	_____	_____	_____

SECTION THREE

(To be completed only by Corporations and Limited Liability Companies)

List all persons and/or entities holding a 10% or greater ownership, equity, beneficial or other interest in the Applicant along with the addresses and telephone #. Use additional copies of this section as necessary.

Name: Elmer E. Bush, III 90%

Street Address: 96 Bergen Drive

City, State & Zip Code: West Milford, NJ 07480 Bus. Phone 973-523-0307

Name: Richard D. Bush 10%

Street Address: _____

City, State & Zip Code: _____

Note:

See Section Two, pg 18
Regarding status of Richard

Bus. Phone _____

If any of the persons and/or entities listed above is a corporation or Limited Liability Corporation, for each such corporation provide all information requested in Section Two of this Questionnaire.

SECTION FOUR

(To be completed only by Partnerships or Joint Ventures)

Provide a copy of the partnership or joint venture agreement of applicant.

Copy attached? _____ Yes _____ No

TYPE OF ASSOCIATION: Check One

☐ General Partnership ☐ Limited Partnership ☐ Joint Venture

GENERAL PARTNERS OR JOINT VENTURERS. List the following information as to each partner or joint venturer. Use additional copies of this section, as necessary. If a limited partnership, list limited partners separately under the heading "limited partners."

Name:

Street Address:

City, State & Zip Code:

Telephone: _____

Name:

Street Address:

City, State & Zip Code:

Telephone: _____

LIMITED PARTNERS. List the following information as to each limited. Use additional copies of this section as necessary.

Name:

Street Address:

City, State & Zip Code:

Telephone: _____

Name:

Street Address:

City, State & Zip Code:

Telephone: _____

FORMER PARTNERS/JOINT VENTURERS. List the following information as to all prior partners (general and limited) and joint venturers of the applicant during the past 10 years that are not listed above. Use additional copies of this section as necessary.

Name:

Street Address:

City, State & Zip Code:

Telephone:

Dates during which individual was a partner: _____

Name:

Street Address:

City, State & Zip Code:

Telephone: _____ Telephone _____

Dates during which individual was a partner: _____

If any of the persons and/or entities listed above is a corporation or Limited Liability Corporation, for each such corporation provide all information requested in Section Two of this Questionnaire.

SECTION FIVE

(This section to be completed only if the business concern is organized in a form other than a sole proprietorship, corporation, partnership or joint venture—such as a trust or association)

FORM OF BUSINESS ORGANIZATION: Describe how the business entity is organized and under what legal authority it was established.

Type (trust, trade association; estate; etc.)

Copy attached? _____ Yes _____ No

OWNERS, OFFICERS, TRUSTEES, CONTROLLING PARTIES, ETC. List the following information as to each person who owns, controls or is an officer or trustee of the Applicant. If any owner, officer, trustee, or controlling party listed below shall be a corporation, limited liability corporation, or partnership (general or limited liability), the Applicant shall supply the information requested in Sections Two, Three and Four as applicable. Use additional copies of this section as necessary.

Name:

Street Address:

City, State & Zip Code:

Telephone:

Name:

Street Address:

City, State & Zip Code:

Telephone:

SECTION SIX

CIVIL VIOLATIONS HISTORY

(To be completed by all applicants)

The following questions concern civil violations of environmental protection laws and regulations. In this section, the term "you" refers to the applicant identified in SECTION I, and to any of the following:

- ~~None~~ a. Any predecessor firm, or any previous name under which the applicant operated.
- ~~None~~ b. Subsidiaries: Any business in which the applicant holds 25% of equity or debt liability.
- ~~None~~ c. Sister companies: Any business in which the applicant's parent company holds more than 10% of the equity or debt liability.
- ~~None~~ d. Any corporation of which the Applicant is a subsidiary.
- ~~None~~ e. Any Officer, Director, Partner, or Joint Venturer of the applicant, and any business concern owned or controlled by any such individual.

Provide a response in each section. Each item pertains to all of the entities and individuals listed above. If an answer is None or the item is not applicable, write "None" or "N/A". A question left unanswered will not be presumed "Not applicable" or "None" - THE FORM WILL BE DEEMED INCOMPLETE.

As used below, the term "law or regulation pertaining to protection of the environment" includes laws and regulations relating to the discharge, treatment, storage, processing, recycling or disposal of industrial waste or hazardous waste and any others relating to water and air pollution, discharge of hazardous substances and treatment of hazardous materials. It includes regulations of the Passaic Valley Sewerage Commissioners ("PVSC"), N.J. DEP, the U.S. EPA, the N.J. DOT, and the U.S. Department of Transportation.

A. **NEW JERSEY VIOLATIONS NOTICES.** List and explain all Summonses, Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, civil complaints, settlements, Judicial or Administrative Consent Orders, or Notices of Intent to Deny or Revoke any license or permit, or similar notices, issued to you within the past 10 years by the PVSC, New Jersey Department of Environmental Protection (DEP) or United States Environmental Protection Agency. Attach additional sheets if necessary.

Name of
entity cited: G & H Metal Finishers Corp

Date
Issued: 8-8-02

#1 of 2
See Attach-
ments

Address of
alleged violation: 282 Dakota St., Paterson, NJ 07503

Type of
notice: Administrative Order and Notice
of Civil Administrative
Penalty Assessment

Alleged violation: See attached copy

Disposition & explanation: Cleared up all non-compliant items, set up correct record-
keeping books as per Mark Burgh offer. Air compliance and Enforcement and paid
fine.

Name of issuing agency: NJ DEP -
Air Compliance & Enforcement.

Docket No.: EA 10# PEA 020001-31556

B. **FEDERAL VIOLATION NOTICES.** List and explain all Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, civil complaints, or similar notices issued to you within the past 10 years by the U.S. Environmental Protection Agency or U.S. Department of Transportation for any alleged violation of any federal law or regulation pertaining to protection of the environment. Use additional copies of this section as necessary.

Name of
entity cited: _____

Date
Issued: _____

Address of
alleged violation: _____

Alleged violation: _____

Type of
notice: _____

Disposition &
explanation: _____

Name of issuing agency: _____

Docket no.: _____

C. NEW JERSEY MUNICIPALITIES AND COUNTIES. List and explain all Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, Summonses, civil Complaints, Citations of any kind, and Notices of intent to Deny or Revoke a license or permit, or any similar notices issued to you within the past 10 years by any municipality or county in the State of New Jersey, for any alleged violation of any law or regulation pertaining to the protection of the environment, other than a motor vehicle or littering offense. Use additional copies of this section as necessary.

Name of entity cited: _____ Date Issued: _____

Address of alleged violation: _____

Alleged violation: _____ Type of notice: _____

Disposition & explanation: _____

Name of issuing agency: _____ Docket no.: _____

D. OTHER STATES AND FOREIGN COUNTRIES. List and explain all Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, Summons, Civil Complaints, Citations of any kind, and Notices of Intent to Deny or Revoke a license or permit, or any similar notices issued to you within the past 10 years by any state other than the State of New Jersey or by any foreign country, for any alleged violation of any law or regulation pertaining to the protection of the environment, other than a motor vehicle or littering offense. Use additional copies of this section as necessary.

Name of entity cited: _____ Date Issued: _____

Address of alleged violation: _____

Alleged violation: _____ Type of notice: _____

Disposition & explanation: _____

Name of issuing agency: _____ Docket no.: _____

SECTION SEVEN

OTHER CIVIL COURT JUDGMENTS AND PENDING LITIGATION

(To be completed by all applicants)

A. **OTHER JUDGMENTS.** List and explain all judgments of liability in excess of \$25,000 rendered against the applicant in the past 10 years, starting with the most recent. Use additional copies of this section as necessary.

Title of case: _____ Docket No.: _____

Name & location of court: _____ Date judgment entered: _____

Nature of suit: _____ Amt./terms of judgment: _____

B. **PENDING SUITS.** List and explain all civil suits in which the applicant is presently involved as a party plaintiff or defendant. Include matters involving resolution before arbitration boards. Use additional copies of this section as necessary.

Title of case: _____ Docket No.: _____

Name & location of court: _____ Date Filed: _____

Nature of suit: _____ Status: _____

SECTION EIGHT

CRIMINAL CHARGES AND CONVICTIONS

(To be completed by all applicants)

List all indictments, accusations, summonses, complaints, and information against the applicant for any crime, felony, misdemeanor, disorderly persons offense, petty disorderly persons offense or criminal violation.

NOTE: You need not list convictions for any violation of Title 39 of the Revised Statutes (N.J.S.A.) or comparable motor vehicle offenses in jurisdictions other than New Jersey. Death by Auto or Vehicular Homicide is considered a criminal offense and must be listed under this item.

List convictions first. Use additional copies of this page as necessary.

Name of entity
charged/convicted: _____

Description of
crime/offense charged: _____

Date
Charged: _____

Jurisdiction
Where Charged: _____

Indictment information,
Complaint No., indictment No. etc., _____


Disposition (if applicable,
sentence imposed): _____

CERTIFICATION

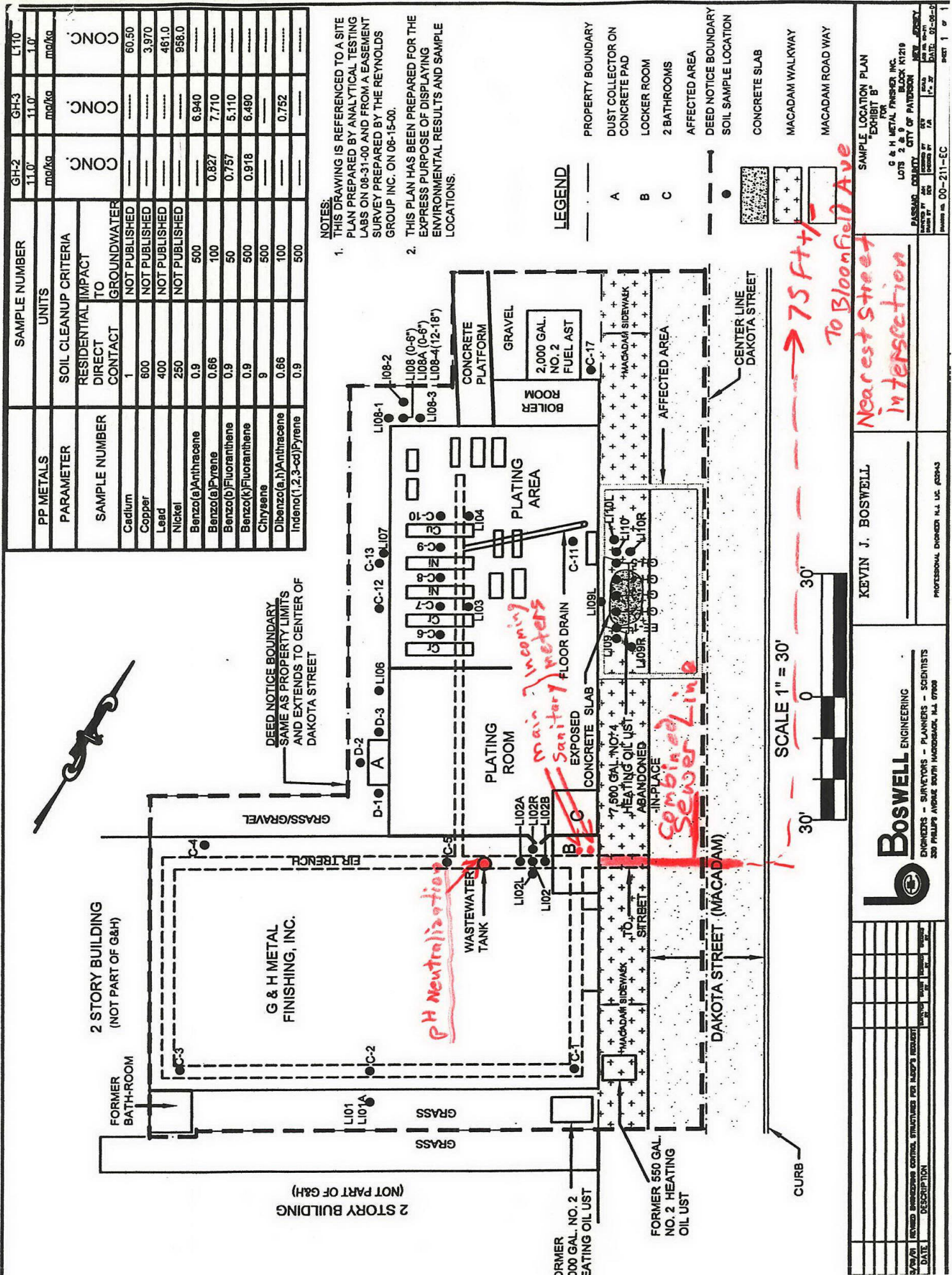
(All applicants must sign and date the following certification)

I hereby certify the answers supplied in the foregoing SUPPLEMENTAL SEWER USE PERMIT APPLICATION QUESTIONNAIRE are true. I am aware that if any of the foregoing responses are willfully false, I am subject to punishment.

Dated: 12-16-05


Signature Sr Member

Elmer E. Bush, III - Sr Member
Print Title & Position



Sent By: 172 WEST STATE ST.;
1201443/020

6093938969;

Dec-14-00 13:00;

Page 3/3

CARBONE AND FAASSE

PAGE 04


**CERTIFICATE OF FORMATION
OF
ELRICH PRODUCTIONS, L.L.C.**

FILED**DEC 13 2000**State Treasurer
Robert MacLeod

1. The name of the Limited Liability Company is Elrich Productions, L.L.C.
2. **DURATION PERIOD:** The period of duration for this Limited Liability Company is perpetual unless sooner dissolved by the members or as provided by State law.
3. **REGISTERED AGENT AND OFFICE:** The name of the Company's registered agent is John M. Carbone, Esq. with an office in the State of New Jersey at 401 Goffle Road, Ridgewood, New Jersey 07450. The Company's registered office is 282 Dakota Street, Paterson, New Jersey 07503
4. **PURPOSE:** The purpose for which this Limited Liability Company is organized is to engage in the metal finishing business and any other purpose, permitted by the laws of the State of New Jersey that may from time to time be agreed upon by the members.
5. This Limited Liability Company shall be deemed to be formed as of the date of this Certificate of Formation is filed with the Department of Treasury.
6. The Limited Liability Company has one or more members. The initial members are Elmer E. Bush, III and Richard D. Bush.

The undersigned hereby certify and attest that the foregoing is true, that they are authorized to sign this Certificate of Formation on behalf of Elrich Productions, L.L.C. and that this filing complies with N.J.S.A. 42.

Dated: December 12, 2000.


Elmer E. Bush, III


Richard D. Bush

0600104034



ACCREDITED LABORATORIES, INC.

20 PERSHING AVENUE
CARTERET, NEW JERSEY 07008
PHONE (732) 541-2025 FAX (732) 541-1383

CHAIN OF CUSTODY FORM

STATE AGENCY NJ NY PA CT DE OTHER

CLIENT	FMS		
ADDRESS			
CITY			
STATE		ZIP	

PROJECT	G&H Metal Finishers
CONTACT	Patty
PHONE	908 604 2291
FAX	4949

[illegible]

*C = NO. CONTAINERS

TURNAROUND: _____ (If Blank, Std. 3 weeks)



DELIVERABLES (circle one)

STD

REDUCED

FULL

OTHER

RELINQUISHED BY:		RECEIVED BY:		ORGANIZATION	DATE	TIME	REASON
PRINT	SIGN	PRINT	SIGN				
P. Baddley		Joe Logan		ALBTO/1405130			Any Hc

PERSON(S) ASSUMING RESPONSIBILITY FOR SAMPLING: PRINT:

SIGN:

PERSON(S) ASSUMING RESPONSIBILITY	ALI QUOTE#	1
COMMENTS	ALI CASE#	9144
	P.O.#	

Qualifiers
(Organics)

The EPA-defined qualifiers to be used in the organic analysis are as follows:

- U - Indicates compound was analyzed for but not detected.
- J - Indicates an estimated value. The flag is used under the following circumstances: 1) when estimating a concentration for tentatively identified compounds where a 1:1 response is assumed, 2) when the mass spectral and retention time data indicate the presence of a compound that meets the volatile and semivolatile GC/MS identification criteria, and the result is less than the CRQL but greater than zero, 3) when the retention time data indicate the presence of a compound that meets the pesticide/aroclor identification criteria and the result is less than the CRQL but greater than zero.
- N - Indicates presumptive evidence of a compound. This flag is only used for tentatively identified compounds, where the identification is based on a mass spectral library search.
- P - This flag is used for a pesticide/aroclor target analyte when there is greater than 25% difference for detected concentrations between the two GC columns (see Form X). The lower of the two values is reported on Form I and flagged with a "P".
- C - This flag applies to pesticide results where the identification has been confirmed by GC/MS.
- B - This flag is used when the analyte is found in the associated blank as well as in the sample.
- E - This flag identifies compounds whose concentrations exceed the calibration range of the GC/MS instrument for that specific analysis. If one or more compounds have a response greater than full scale, except as noted in QA/QC requirements, the sample or extract must be diluted and re-analyzed according to the specifications in QA/QC requirements. All such compounds with a response greater than full scale should have the concentration flagged with an "E" on the Form I for the original analysis. If the dilution of the extract causes any compounds identified in the first analysis to be below the calibration range in the second analysis, then the results of both analyses shall be reported on separate copies of Form I. The Form I for the diluted sample shall have the "DL" suffix appended to the sample number.
- D - This flag identifies all compounds identified in an analysis at a secondary dilution factor. If a sample or extract is re-analyzed at a higher dilution factor, as in the "E" flag above, the "DL" suffix is appended to the sample number on the Form I for the diluted sample, and all concentration values reported on that Form I are flagged with the "D" flag.
- A - This flag indicates that a TIC is a suspected
aldol-condensation product

Chemical Oxygen Demand - EPA 410.4 (colorimetric)

A well-mixed sample in a sealed tube is heated in an oven in the presence of dichromate at 150°C. After two hours, the tube is removed and cooled. The measurement of COD is determined spectrophotometrically.

Ammonia, Nitrogen - EPA 350.3 (aqueous)

The ammonia is determined potentiometrically using an ion selective ammonia electrode and a specific ion meter.

Total Organic Carbon - EPA Method 415.1 (aqueous)

Organic Carbon is converted to CO₂ by catalytic combustion or wet chemical oxidation. The CO₂ can be measured directly by an infrared detector. The amount of CO₂ or CH₄ is directly proportional to the concentration of carbonaceous material in the sample.

Petroleum Hydrocarbons - EPA 418.1 (aqueous)

An acidified one liter portion of aqueous sample is serially extracted with fluorocarbon 113. Interferences are removed with silica gel adsorbent. Infrared analysis of the extract is performed by direct comparison with standards.

Oil and Grease - EPA Method 413.1 (aqueous)

Approximately one liter sample is acidified to pH <2. The acidified sample is serially extracted with fluorocarbon-113 in a separatory funnel. The residue after the solvent has evaporated is determined gravimetrically.

Amenable Cyanide - EPA 335.1 (aqueous)

A portion of sample is chlorinated at pH >11 then the level of cyanide in the sample after the chlorination is determined. The cyanide amenable to chlorination is calculated by the difference before and after the chlorination.

Biochemical Oxygen Demand - EPA 405.1 (5 days, 20°C)

A portion of well-mixed sample, or it's appropriate dilution, is incubated for 5 days at 20°C in the dark. The reduction in dissolved oxygen concentration during the incubation period yields a measure of biochemical oxygen demand. If an inhibiting chemical is used in the test, the oxygen demand measured is reported as carbonaceous demand (CBOD). The difference between oxygen demand (BOD) and carbonaceous demand (CBOD) is reported as nitrogenous demand (NBOD).

Total Residue or Total Solids - EPA 160.3 (aqueous)

A well mixed aliquot of sample is quantitatively transferred to a pre-weighed evaporating dish. The sample is evaporated to dryness of 103-105°C. The remaining residue is defined as total residue or percent solid in the sample.

Residue, Volatile - EPA Method 160.4

The analysis of total, filterable or non-filterable residue is first determined. The residue obtained from these analyses is ignited at 550°C in a muffle furnace. The loss of weight on ignition is termed as volatile residue.

Suspended Residue, Volatile - (EPA Method 160)

The analysis of suspended solid is first determined. The residue obtained from this analysis is ignited at 550°C in a muffle furnace. The loss of weight on ignition is termed as volatile suspended residue.

Phenolics - EPA 420.1 (aqueous)

The aqueous sample is distilled in a distillation apparatus specified in the method. The phenolic material is reacted with 4-aminoantipyrine in the presence of potassium ferricyanide at a pH of 10 to form a stable reddish-brown antipyrine dye. The amount of color produced is a function of the concentration of phenolic material.

ACCREDITED LABORATORIES, INC.
GENERAL CHEMISTRY ANALYSIS DATA

Case #: 9144
 Sample #: 0510214
 Client Name: EMS
 Field Number: EFFLUENT

Matrix: Aqueous
 Date Received: 10/06/05

ANALYTES	RESULTS	MDL	UNITS	DILUTION FACTOR	METHOD BLANK		ANALYSIS DATE
					RESULTS	MDL	
BOD5	ND	2.0	mg/L	1.	ND	2.0	10/11/05
CNAM	ND	0.01	mg/L	1.	ND	0.01	10/12/05
Chemical Oxygen Demand	7.09	2.0	mg/L	1.	ND	2.0	10/17/05
Nitrogen, Ammonia	ND	0.10	mg/L	1.	ND	0.10	10/18/05
Oil and Grease	1.6	1.0	mg/L	1.	ND	1.0	10/10/05
Phenols, Total	ND	0.05	mg/L	1.	ND	0.05	10/13/05
Carbon, Total Organic	14.	1.0	mg/L	1.	ND	1.0	10/11/05
Solids, Total	311.	2.0	mg/L	1.	ND	2.0	10/14/05
Solids, Total Suspended	ND	2.0	mg/L	1.	ND	2.0	10/10/05
Solids, Volatile	2.	2.0	mg/L	1.	ND	2.0	10/14/05
Solids, Volatile Suspended	ND	2.0	mg/L	1.	ND	2.0	10/10/05

ACCREDITED LABORATORIES, INC.
GENERAL CHEMISTRY ANALYSIS DATA

Case #: 9144
Sample #: 0510214
Client Name: EMS
Field Number: EFFLUENT

Matrix: Aqueous
Date Received: 10/06/05

ANALYTES	RESULTS	MDL	UNITS	DILUTION FACTOR	METHOD RESULTS	BLANK MDL	ANALYSIS DATE
BOD5	ND	2.0	mg/L	1.	ND	2.0	10/11/05
CNAM	ND	0.01	mg/L	1.	ND	0.01	10/12/05
Chemical Oxygen Demand	7.09	2.0	mg/L	1.	ND	2.0	10/17/05
Nitrogen, Ammonia	ND	0.10	mg/L	1.	ND	0.10	10/18/05
Oil and Grease	1.6	1.0	mg/L	1.	ND	1.0	10/10/05
Phenols, Total	ND	0.05	mg/L	1.	ND	0.05	10/13/05
Carbon, Total Organic	14.	1.0	mg/L	1.	ND	1.0	10/11/05
Solids, Total	311.	2.0	mg/L	1.	ND	2.0	10/14/05
Solids, Total Suspended	ND	2.0	mg/L	1.	ND	2.0	10/10/05
Solids, Volatile	2.	2.0	mg/L	1.	ND	2.0	10/14/05
Solids, Volatile Suspended	ND	2.0	mg/L	1.	ND	2.0	10/10/05

Accredited Laboratories, Inc.
Total Petroleum Hydrocarbon Analysis

Client: EMS
Case #: 9144
Analyst: RB

Matrix: Aqueous
Date Received: 10/06/05
Date Analyzed: 10/10/05

Field #	Sample #	Amount Used (ml)	DF	ABS	Result mg/L	MDL mg/L
EFFLUENT	0510214	950	1	0	ND	.5

Response Factor = .13015451

DF = Dilution Factor
ABS = Absorbance

Method Blank: < 0.5 mg/L

// END

Accredited Laboratories, Inc.
Total Petroleum Hydrocarbon Analysis

Client: EMS
Case #: 9144
Analyst: RB

Matrix: Aqueous
Date Received: 10/06/05
Date Analyzed: 10/10/05

Field #	Sample #	Amount Used(ml)	DF	ABS	Result mg/L	MDL mg/L
EFFLUENT	0510214	950	1	0	ND	.5

Response Factor = .13015451

DF = Dilution Factor
ABS = Absorbance

Method Blank: < 0.5 mg/L

// END

Accredited Laboratories, Inc.
Total Petroleum Hydrocarbon AnalysisClient: EMS
Case #: 9144
Analyst: RBMatrix: Aqueous
Date Received: 10/06/05
Date Analyzed: 10/10/05

Field #	Sample #	Amount Used(ml)	DF	ABS	Result mg/L	MDL mg/L
EFFLUENT	0510214	950	1	0	ND	.5

Response Factor = .13015451DF = Dilution Factor
ABS = Absorbance

Method Blank: < 0.5 mg/L

// END

Accredited Laboratories, Inc.
Total Petroleum Hydrocarbon Analysis

Client: EMS
Case #: 9144
Analyst: RB

Matrix: Aqueous
Date Received: 10/06/05
Date Analyzed: 10/10/05

Field #	Sample #	Amount Used(ml)	DF	ABS	Result mg/L	MDL mg/L
EFFLUENT	0510214	950	1	0	ND	.5

Response Factor = .13015451

DF = Dilution Factor
ABS = Absorbance

Method Blank: < 0.5 mg/L

// END

1A

EPA SAMPLE NO.

VOLATILE ORGANICS ANALYSIS DATA SHEET

EFFLUENT

Lab Name: ACCREDITED LABS, INC. Contract: _____

Lab Code: _____ Case No.: 9144 SAS No.: _____ SDG No.: _____

Matrix: (soil/water) WATER Lab Sample ID: 0510214

Sample wt/vol: 5.0 (g/ml) ML Lab File ID: M2618.D

Level: (low/med) LOW Date Received: _____

% Moisture: not dec. _____ Date Analyzed: 10/13/05

GC Column: Rtx-624 ID: 0.18 (mm) Dilution Factor: 1.0

Soil Extract Volume _____ (uL) Soil Aliquot Volume: _____ (uL)

CONCENTRATION UNITS:

CAS NO.	COMPOUND	(ug/L or ug/Kg)	UG/L	Q
74873	Chloromethane	2	U	
74839	Bromomethane	2	U	
75014	Vinyl Chloride	2	U	
75003	Chloroethane	2	U	
75092	Methylene Chloride	1	U	
75694	Trichlorofluoromethane	0.4	U	
75354	1,1-Dichloroethene	0.4	U	
75343	1,1-Dichloroethane	0.4	U	
156606	trans-1,2-Dichloroethene	0.4	U	
67663	Chloroform	0.4	U	
107062	1,2-Dichloroethane	0.4	U	
71556	1,1,1-Trichloroethane	0.4	U	
56235	Carbon Tetrachloride	0.4	U	
75274	Bromodichloromethane	0.4	U	
78875	1,2-Dichloropropane	0.4	U	
10061015	cis-1,3-Dichloropropene	0.4	U	
79016	Trichloroethene	0.4	U	
71432	Benzene	0.4	U	
124481	Dibromochloromethane	0.4	U	
10061026	trans-1,3-Dichloropropene	0.4	U	
79005	1,1,2-Trichloroethane	0.4	U	
110758	2-Chloroethylvinylether	2	U	
75252	Bromoform	0.4	U	
127184	Tetrachloroethene	0.4	U	
79345	1,1,2,2-Tetrachloroethane	0.6	U	
108883	Toluene	0.4	U	
108907	Chlorobenzene	0.4	U	
100414	Ethylbenzene	1	U	
95501	1,2-Dichlorobenzene	0.4	U	
541731	1,3-Dichlorobenzene	0.4	U	
106467	1,4-Dichlorobenzene	0.4	U	

1A

EPA SAMPLE NO.

VOLATILE ORGANICS ANALYSIS DATA SHEET

EFFLUENT

Lab Name: ACCREDITED LABS, INC. Contract: _____

Lab Code: _____ Case No.: 9144 SAS No.: _____ SDG No.: _____

Matrix: (soil/water) WATER Lab Sample ID: 0510214

Sample wt/vol: 5.0 (g/ml) ML Lab File ID: M2618.D

Level: (low/med) LOW Date Received: _____

% Moisture: not dec. Date Analyzed: 10/13/05

GC Column: Rtx-624 ID: 0.18 (mm) Dilution Factor: 1.0

Soil Extract Volume _____ (uL) Soil Aliquot Volume: _____ (uL)

CONCENTRATION UNITS:

CAS NO. COMPOUND (ug/L or ug/Kg) UG/L Q

74873	Chloromethane	2	U
74839	Bromomethane	2	U
75014	Vinyl Chloride	2	U
75003	Chloroethane	2	U
75092	Methylene Chloride	1	U
75694	Trichlorofluoromethane	0.4	U
75354	1,1-Dichloroethene	0.4	U
75343	1,1-Dichloroethane	0.4	U
156606	trans-1,2-Dichloroethene	0.4	U
67663	Chloroform	0.4	U
107062	1,2-Dichloroethane	0.4	U
71556	1,1,1-Trichloroethane	0.4	U
56235	Carbon Tetrachloride	0.4	U
75274	Bromodichloromethane	0.4	U
78875	1,2-Dichloropropane	0.4	U
10061015	cis-1,3-Dichloropropene	0.4	U
79016	Trichloroethene	0.4	U
71432	Benzene	0.4	U
124481	Dibromochloromethane	0.4	U
10061026	trans-1,3-Dichloropropene	0.4	U
79005	1,1,2-Trichloroethane	0.4	U
110758	2-Chloroethylvinylether	2	U
75252	Bromoform	0.4	U
127184	Tetrachloroethene	0.4	U
79345	1,1,2,2-Tetrachloroethane	0.6	U
108883	Toluene	0.4	U
108907	Chlorobenzene	0.4	U
100414	Ethylbenzene	1	U
95501	1,2-Dichlorobenzene	0.4	U
541731	1,3-Dichlorobenzene	0.4	U
106467	1,4-Dichlorobenzene	0.4	U

1A

EPA SAMPLE NO.

VOLATILE ORGANICS ANALYSIS DATA SHEET

EFFLUENT

Lab Name: ACCREDITED LABS, INC. Contract: _____

Lab Code: _____ Case No.: 9144 SAS No.: _____ SDG No.: _____

Matrix: (soil/water) WATER Lab Sample ID: 0510214

Sample wt/vol: 5.0 (g/ml) ML Lab File ID: M2618.D

Level: (low/med) LOW Date Received: _____

% Moisture: not dec. _____ Date Analyzed: 10/13/05

GC Column: Rtx-624 ID: 0.18 (mm) Dilution Factor: 1.0

Soil Extract Volume _____ (uL) Soil Aliquot Volume: _____ (uL)

CONCENTRATION UNITS:

CAS NO.	COMPOUND	(ug/L or ug/Kg)	UG/L	Q
74873	Chloromethane		2	U
74839	Bromomethane		2	U
75014	Vinyl Chloride		2	U
75003	Chloroethane		2	U
75092	Methylene Chloride		1	U
75694	Trichlorofluoromethane		0.4	U
75354	1,1-Dichloroethene		0.4	U
75343	1,1-Dichloroethane		0.4	U
156606	trans-1,2-Dichloroethene		0.4	U
67663	Chloroform		0.4	U
107062	1,2-Dichloroethane		0.4	U
71556	1,1,1-Trichloroethane		0.4	U
56235	Carbon Tetrachloride		0.4	U
75274	Bromodichloromethane		0.4	U
78875	1,2-Dichloropropane		0.4	U
10061015	cis-1,3-Dichloropropene		0.4	U
79016	Trichloroethene		0.4	U
71432	Benzene		0.4	U
124481	Dibromochloromethane		0.4	U
10061026	trans-1,3-Dichloropropene		0.4	U
79005	1,1,2-Trichloroethane		0.4	U
110758	2-Chloroethylvinylether		2	U
75252	Bromoform		0.4	U
127184	Tetrachloroethene		0.4	U
79345	1,1,2,2-Tetrachloroethane		0.6	U
108883	Toluene		0.4	U
108907	Chlorobenzene		0.4	U
100414	Ethylbenzene		1	U
95501	1,2-Dichlorobenzene		0.4	U
541701	1,3-Dichlorobenzene		0.4	U
106467	1,4-Dichlorobenzene		0.4	U

1A

EPA SAMPLE NO.

VOLATILE ORGANICS ANALYSIS DATA SHEET

EFFLUENT

Lab Name: ACCREDITED LABS, INC. Contract: _____

Lab Code: _____ Case No.: 9144 SAS No.: _____ SDG No.: _____

Matrix: (soil/water) WATER Lab Sample ID: 0510214

Sample wt/vol: 5.0 (g/ml) ML Lab File ID: M2618.D

Level: (low/med) LOW Date Received: _____

% Moisture: not dec. _____ Date Analyzed: 10/13/05

GC Column: Rtx-624 ID: 0.18 (mm) Dilution Factor: 1.0

Soil Extract Volume _____ (uL) Soil Aliquot Volume: _____ (uL)

CONCENTRATION UNITS:

CAS NO. COMPOUND (ug/L or ug/Kg) UG/L Q

74873	Chloromethane	2	U
74839	Bromomethane	2	U
75014	Vinyl Chloride	2	U
75003	Chloroethane	2	U
75092	Methylene Chloride	1	U
75694	Trichlorofluoromethane	0.4	U
75354	1,1-Dichloroethene	0.4	U
75343	1,1-Dichloroethane	0.4	U
156606	trans-1,2-Dichloroethene	0.4	U
67663	Chloroform	0.4	U
107062	1,2-Dichloroethane	0.4	U
71556	1,1,1-Trichloroethane	0.4	U
56235	Carbon Tetrachloride	0.4	U
75274	Bromodichloromethane	0.4	U
78875	1,2-Dichloropropane	0.4	U
10061015	cis-1,3-Dichloropropene	0.4	U
79016	Trichloroethene	0.4	U
71432	Benzene	0.4	U
124481	Dibromochloromethane	0.4	U
10061026	trans-1,3-Dichloropropene	0.4	U
79005	1,1,2-Trichloroethane	0.4	U
110758	2-Chloroethylvinylether	2	U
75252	Bromoform	0.4	U
127184	Tetrachloroethene	0.4	U
79345	1,1,2,2-Tetrachloroethane	0.6	U
108883	Toluene	0.4	U
108907	Chlorobenzene	0.4	U
100414	Ethylbenzene	1	U
95501	1,2-Dichlorobenzene	0.4	U
541731	1,3-Dichlorobenzene	0.4	U
106467	1,4-Dichlorobenzene	0.4	U

1A

EPA SAMPLE NO.

VOLATILE ORGANICS ANALYSIS DATA SHEET

VBLKM88

Lab Name: ACCREDITED LABS, INC. Contract: _____Lab Code: _____ Case No.: 9144 SAS No.: _____ SDG No.: _____Matrix: (soil/water) WATER Lab Sample ID: VBLKM88Sample wt/vol: 5.0 (g/ml) ML Lab File ID: M2598.DLevel: (low/med) LOW Date Received: _____% Moisture: not dec. _____ Date Analyzed: 10/12/05GC Column: Rtx-624 ID: 0.18 (mm) Dilution Factor: 1.0

Soil Extract Volume _____ (uL) Soil Aliquot Volume: _____ (uL)

CONCENTRATION UNITS:

CAS NO.	COMPOUND	(ug/L or ug/Kg)	UG/L	Q
74873	Chloromethane		2	U
74839	Bromomethane		2	U
75014	Vinyl Chloride		2	U
75003	Chloroethane		2	U
75092	Methylene Chloride		1	
75694	Trichlorofluoromethane		0.4	U
75354	1,1-Dichloroethene		0.4	U
75343	1,1-Dichloroethane		0.4	U
156606	trans-1,2-Dichloroethene		0.4	U
67663	Chloroform		0.4	U
107062	1,2-Dichloroethane		0.4	U
71556	1,1,1-Trichloroethane		0.4	U
56235	Carbon Tetrachloride		0.4	U
75274	Bromodichloromethane		0.4	U
78875	1,2-Dichloropropane		0.4	U
10061015	cis-1,3-Dichloropropene		0.4	U
79016	Trichloroethene		0.4	U
71432	Benzene		0.4	U
124481	Dibromochloromethane		0.4	U
10061026	trans-1,3-Dichloropropene		0.4	U
79005	1,1,2-Trichloroethane		0.4	U
110758	2-Chloroethylvinylether		2	U
75252	Bromoform		0.4	U
127184	Tetrachloroethene		0.4	U
79345	1,1,2,2-Tetrachloroethane		0.6	U
108883	Toluene		0.4	U
108907	Chlorobenzene		0.4	U
100414	Ethylbenzene		1	U
95501	1,2-Dichlorobenzene		0.4	U
541731	1,3-Dichlorobenzene		0.4	U
106467	1,4-Dichlorobenzene		0.4	U

ACCREDITED LABORATORIES, INC.
INORGANIC ANALYSIS DATA SHEET

Case #: 9144
Sample #: 0510214
Field ID: EFFLUENT
Client Name: EMS

Matrix: Aqueous
Date Received: 10/06/05

CAS No.	Element	Result UG/L	MDL UG/L	Dilution Factor	Method	Date Analyzed
7440-43-9	Cadmium	ND	4.00	1	P	10/10/05
7440-47-3	Chromium	46.4	10.0	1	P	10/10/05
7440-50-8	Copper	94.8	10.0	1	P	10/10/05
7439-89-6	Iron	112	100	1	P	10/10/05
7439-92-1	Lead	ND	10.0	1	P	10/10/05
7440-02-0	Nickel	101	10.0	1	P	10/10/05
7440-66-6	Zinc	ND	100	1	P	10/10/05

ND - Element analyzed for but not detected.

P - Analyzed by ICP
F - Analyzed by GFA

CV - Analyzed by Cold Vapor
A - Analyzed by flame AA

ACCREDITED LABORATORIES, INC.
INORGANIC ANALYSIS DATA SHEET

Case #: 9144
Sample #: 0510214
Field ID: EFFLUENT
Client Name: EMS

Matrix: Aqueous
Date Received: 10/06/05

CAS No.	Element	Result UG/L	MDL UG/L	Dilution Factor	Method	Date Analyzed
7440-43-9	Cadmium	ND	4.00	1	P	10/10/05
7440-47-3	Chromium	46.4	10.0	1	P	10/10/05
7440-50-8	Copper	94.8	10.0	1	P	10/10/05
7439-89-6	Iron	112	100	1	P	10/10/05
7439-92-1	Lead	ND	10.0	1	P	10/10/05
7440-02-0	Nickel	101	10.0	1	P	10/10/05
7440-66-6	Zinc	ND	100	1	P	10/10/05

ND - Element analyzed for but not detected.

P - Analyzed by ICP
F - Analyzed by GFA
CV - Analyzed by Cold Vapor
A - Analyzed by flame AA

ACCREDITED LABORATORIES, INC.
INORGANIC ANALYSIS DATA SHEET

Case #: 9144
Sample #: 0510214
Field ID: EFFLUENT
Client Name: EMS

Matrix: Aqueous
Date Received: 10/06/05

CAS No.	Element	Result UG/L	MDL UG/L	Dilution Factor	Method	Date Analyzed
7440-43-9	Cadmium	ND	4.00	1	P	10/10/05
7440-47-3	Chromium	46.4	10.0	1	P	10/10/05
7440-50-8	Copper	94.8	10.0	1	P	10/10/05
7439-89-6	Iron	112	100	1	P	10/10/05
7439-92-1	Lead	ND	10.0	1	P	10/10/05
7440-02-0	Nickel	101	10.0	1	P	10/10/05
7440-66-6	Zinc	ND	100	1	P	10/10/05

ND - Element analyzed for but not detected.

P - Analyzed by ICP

CV - Analyzed by Cold Vapor

F - Analyzed by GFA

A - Analyzed by flame AA



ACCREDITED LABORATORIES, INC.

20 PERSHING AVENUE
CARTERET, NEW JERSEY 07008
PHONE (732) 541-2025 FAX (732) 541-1383

CHAIN OF CUSTODY FORM

CLIENT	EMS		
ADDRESS			
CITY			
STATE		ZIP	

STATE AGENCY	<u>NJ</u>	NY	PA	CT	DE	OTHER	
PROJECT	G+H Metal Finishes						
CONTACT	Patty						
PHONE	908 604 2291						
FAX	4949						

ALI SAMPLE #	FIELD ID	*C	**M	DATE / TIME SAMPLED	SAMPLE DESCRIPTION	ANALYSIS
0510214	Grab	1	A	10-5-05	effluent	CNA
	Comp					BOD ₅ / TS / VS / TSS / VSS
	Comp					COD
	Comp					Ammonia
	Comp					TOC
	Grab					TPHC
	Grab					O+G
	Comp					Cd, Cu, Cr, Pb, Ni, Zn, Fe
	Grab	✓				Phenols
	Grab	2	✓			VOCs

*C = NO CONTAINERS A-AQUEOUS S-SOIL G-SLUDGE P-POTABLE WATER O-OIL F-FILTER K-SOLID X-OTHER

*C = NO CONTAINERS	TURNAROUND: _____ (If Blank, Std. 3 weeks)
--------------------	--

DELIVERABLES (circle one)	<u>STD</u>	REDUCED	FULL	OTHER _____
---------------------------	------------	---------	------	-------------

DEFINISHED BY:		RECEIVED BY:		ORGANIZATION	DATE	TIME	REASON
PRINT	SIGN	PRINT	SIGN				
P. Baddley	<i>[Signature]</i>	Joe Logan	<i>[Signature]</i>	ALB	10/5/05	134	Am 17d

PERSON(S) ASSUMING RESPONSIBILITY FOR SAMPLING: PRINT: _____ SIGN: _____	
COMMENTS	TEMO 47L ALI QUOTE# 1 ALI CASE# 9144

A. **NEW JERSEY VIOLATIONS NOTICES.** List and explain all Summonses, Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, civil complaints, settlements, Judicial or Administrative Consent Orders, or Notices of Intent to Deny or Revoke any license or permit, or similar notices, issued to you within the past 10 years by the PVSC, New Jersey Department of Environmental Protection (DEP) or United States Environmental Protection Agency. Attach additional sheets if necessary.

#1 of 2

See Attachments

Name of entity cited: G & H Metal Finishers Corp

Date Issued: 8-8-02

Address of alleged violation: 282 Dakota St., Paterson, NJ 07503

Type of notice: Administrative order and Notice of Civil Administrative Penalty Assessment

Alleged violation: See attached copy

Disposition & explanation: Cleared up all non-compliant items, set up correct record-keeping books as per Mark Burghoffer - Air Compliance and Enforcement and paid fine.

Name of issuing agency: NJ DEP - Air Compliance & Enforcement

Docket No.: EA 10# PEA020001-3/s

B. **FEDERAL VIOLATION NOTICES.** List and explain all Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, civil complaints, or similar notices issued to you within the past 10 years by the U.S. Environmental Protection Agency or U.S. Department of Transportation for any alleged violation of any federal law or regulation pertaining to protection of the environment. Use additional copies of this section as necessary.

Name of entity cited: _____

Date Issued: _____

Address of alleged violation: _____

Alleged violation: _____ Type of notice: _____

Disposition & explanation: _____

Name of issuing agency: _____

Docket no.: _____



State of New Jersey

Department of Environmental Protection

Air Compliance & Enforcement

Northern Regional Office

1259 Route 46 East, Bldg. #2

Parsippany, NJ 07054-4191

Phone: (973) 299-7700 Fax: (973) 299-7712

Bradley M. Campbell
Commissioner

James E. McGreevey
Governor

CERTIFIED MAIL/RRR
7000 1670 0002 2986 3386

IN THE MATTER OF
G&H METAL FINISHERS CORP
276-282 DAKOTA ST
Paterson, NJ 07503

ADMINISTRATIVE ORDER
AND
NOTICE OF CIVIL ADMINISTRATIVE
PENALTY ASSESSMENT

EA ID # PEA020001 - 31556

This Administrative Order and Notice of Civil Administrative Penalty Assessment (hereinafter AONOCAPA) are issued pursuant to the authority vested in the Commissioner of the New Jersey Department of Environmental Protection (hereinafter NJDEP or the Department) by N.J.S.A. 13:1D-1 et seq., and the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq. (the "Act"), and duly delegated to the Manager, Northern Regional Office, Air Compliance & Enforcement, pursuant to N.J.S.A. 13:1B-4.

FINDINGS

1. G&H METAL FINISHERS CORP owns and/or operates a facility located at 276-282 Dakota Street, Lot 2, Block K1219, Paterson, Passaic County, New Jersey (ID# 31556).
2. As the result of an investigation conducted on July 25, 2002, the Department has determined that G&H METAL FINISHERS CORP failed to comply with applicable requirements as follows:

- A. Requirement: Pursuant to N.J.A.C. 7:27-8.3(e), the owner or operator shall prepare an operation and maintenance plan to be implemented for the source. The plan shall include all information specified at 40 CFR 63.342(f)(3)(A)-(E), and shall incorporate the procedures listed in Table 1 of 40 CFR 63.342.
Description of Noncompliance: Facility could not produce an Operation and Maintenance Plan, in violation of PCP010001-31556.

G&H METAL FINISHERS CORP
PEA020001 - 31556
Page 2 of 6

- B. Requirement: Pursuant to N.J.A.C. 7:27-8.3(e), the surface tension of the electroplating bath must be ≤ 45 dynes/cm, except for periods of malfunction, or when the tanks are not in operation.
Description of Noncompliance: Surface tension was not monitored, in violation of PCP010001-31556.
- C. Requirement: Pursuant to N.J.A.C. 7:27-8.3(e), surface tension of Electroplating Bath must be monitored by surface tension meter (stalogrameter or tensiometer) every 4 hours, based on an instantaneous determination. The owner or operator shall measure the surface tension of the electroplating or anodizing bath using Method 306B, appendix A of 40 CFR 63.
Description of Noncompliance: Surface tension was not monitored, in violation of PCP010001-31556.
- D. Requirement: Pursuant to N.J.A.C. 7:27-8.3(e), the owner or operator shall maintain records of fume suppression use.
Description of Noncompliance: No fume suppression records were maintained, in violation of PCP010001-31556.
- E. Requirement: Pursuant to N.J.A.C. 7:27-8.3(e), Recordkeeping of the hours of operation must be logged daily.
Description of Noncompliance: No records maintained, in violation of PCP010001-31556.
- F. Requirement: Pursuant to N.J.A.C. 7:27-8.3(e), the hours of Operation must be monitored by an hour/time monitor continuously.
Description of Noncompliance: No hour/time monitor was present, in violation of PCP010001-31556.

3. Based on the facts set forth in these FINDINGS, the Department has determined that G&H METAL FINISHERS CORP has violated the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq., and the regulations promulgated pursuant thereto, specifically N.J.A.C. 7:27-8.3(e).

G&H METAL FINISHERS CORP
PEA020001 - 31556
Page 3 of 6

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

4. G&H METAL FINISHERS CORP shall comply with the following:
 1. IMMEDIATELY cease operation of the equipment listed in Paragraph 2 or operate said equipment in accordance with the Permit and Certificate.
5. This Order shall be effective upon receipt by G&H METAL FINISHERS CORP or someone on the violator's behalf authorized to accept service.

NOTICE OF CIVIL ADMINISTRATIVE PENALTY ASSESSMENT
AND
NOTICE OF RIGHT TO A HEARING

6. Pursuant to N.J.S.A. 26:2C-19 and N.J.A.C. 7:27A-3.1 et seq., and based upon the above FINDINGS, the Department has determined that a civil administrative penalty is hereby assessed against G&H METAL FINISHERS CORP in the amount of \$3,000.00. The Department's rationale for the civil administrative penalty is set forth in the attachment, and incorporated herein.
7. Pursuant to N.J.S.A. 26:2C-19 and N.J.A.C. 7:27A-3.12, the Department may, in addition to any civil administrative penalty assessed, include as a civil administrative penalty the economic benefit (in dollars) which a violator has realized as a result of not complying with, or by delaying compliance with the requirements of this Act, or any rule, administrative order, operating certificate or permit issued pursuant thereto.
8. Pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 26:2C-14.1, G&H METAL FINISHERS CORP is entitled to request a hearing. G&H METAL FINISHERS CORP shall, in its request for a hearing, complete and submit the enclosed ADMINISTRATIVE HEARING REQUEST AND CHECKLIST TRACKING FORM along with all required information. Submittal or granting of a hearing request does not stay the terms or effect of this ORDER.
9. If no request for a hearing is received within twenty (20) calendar days from receipt of this AONOCAPA, it shall become a Final Order upon the twenty-first (21st) calendar day following its receipt, and the penalty shall be due and payable.

G&H METAL FINISHERS CORP

PEA020001 - 31556

Page 4 of 6

10. If a timely request for a hearing is received, payment of the penalty is due when G&H METAL FINISHERS CORP receives a notice of the denial of the request, or, if the hearing request is granted, when G&H METAL FINISHERS CORP withdraws the request or abandons the hearing, or, if the hearing is conducted, when G&H METAL FINISHERS CORP receives a final decision from the Commissioner in this matter.
11. Payment shall be made by check payable to Treasurer, State of New Jersey and shall be submitted along with the enclosed Enforcement Invoice to:

Department of Treasury
Division of Revenue
P.O. Box 417
Trenton, NJ 08646-0417

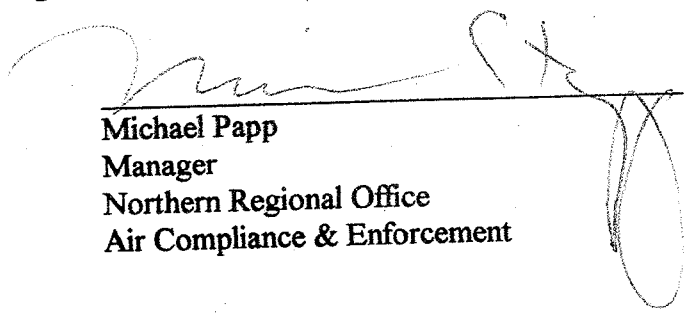
GENERAL PROVISIONS

12. This AONOCAPA is binding on G&H METAL FINISHERS CORP their principals, directors, officers, agents, successors, assigns, employees, tenants, any trustee in bankruptcy or other trustee, and any receiver appointed pursuant to a proceeding in law or equity.
13. No obligations imposed by this AONOCAPA are intended to constitute a debt, which should be limited or discharged in a bankruptcy proceeding. All obligations are imposed pursuant to the police powers of the State of New Jersey, intended to protect the public health, safety, welfare and the environment.
14. This AONOCAPA is issued only for the violation(s) identified in the FINDINGS hereinabove and that violations of any statutes, rules or permits other than those herein cited may be cause for additional enforcement actions, either administrative or judicial, being instituted. By issuing this AONOCAPA, NJDEP does not waive its rights to initiate additional enforcement actions.
15. Neither the issuance of this AONOCAPA nor anything contained herein shall relieve G&H METAL FINISHERS CORP of the obligation to comply with all applicable laws, including but not limited to the statutes and regulations cited herein.
16. Pursuant to N.J.S.A. 26:2C-19(b) and N.J.S.A. 26:2C-19(d), any person who violates the provisions of the Act, or any code, rule regulation or order promulgated or issued pursuant thereto, or who fails to pay a civil administrative penalty in full, shall be liable to a penalty of up to \$10,000 for the first offense, \$25,000 for the second offense, and \$50,000 for the third and each subsequent offense. Each day during which the violation continues constitutes an additional, separate and distinct offense.

G&H METAL FINISHERS CORP
PEA020001 - 31556
Page 5 of 6

17. Pursuant to N.J.S.A. 26:2C-19(f)1, any person who purposely or knowingly violates the provisions of the Act, or any code, rule, regulation, administrative order or court order, promulgated or issued pursuant thereto, is guilty of a crime of the third degree.
18. Pursuant to N.J.S.A. 26:2C-19(f)2, any person who recklessly violates the provisions of the Act, or any code, rule, regulation, administrative order or court order promulgated or issued pursuant thereto, is guilty of a crime of the fourth degree.

DATE: AUGUST 8, 2002



Michael Papp
Manager
Northern Regional Office
Air Compliance & Enforcement

New Jersey Department of Environmental Protection
Division of Compliance and Enforcement

PENALTY CALCULATION FORM

New Jersey Administrative Code 7:27-8.3(e) – Permits and Certificates

Page 1 of 1

Responsible Organization: G&H METAL FINISHERS CORP
Program Interest: G&H METAL FINISHERS CORP

ID# 31556

Date of Violation: July 25, 2002

Equipment Class (based on estimate of air contaminant with greatest emission rate w/o controls):

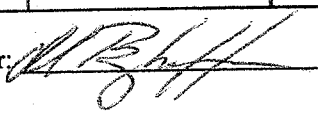
1. Less than 0.5 lbs/hr. 2. From 0.5 through 10 lbs/hr, or 0.5 through 2.5 lbs/hr for VOC and NOx.
3. Greater than 10 lbs/hr through 22.8 lbs/hr, or greater than 2.5 through 5.7 lbs/hr for VOC and NOx.
4. Greater than 22.8 lbs/hr, or greater than 5.7 lbs/hr for VOC and NOx.
5. If the equipment is regulated by NSPS, NESHAPS, PSDAQ, EOR, TXS or HAP (Table C).

Equipment Description	Subject Item	8.3(e)	Class	Pollutant	Rate
PCP020001: No Operation and Maintenance plan.	E101	X	5	Hexavalent chrome	<0.5 lbs/hr
PCP020001: Failed to monitor surface tension.	E101	X	5	Hexavalent Chrome	<0.5 lbs/hr
PCP020001: Failed to maintain records of fume suppressant use.	U102	X	5	Hexavalent chrome	<0.5 lbs/hr
PCP020001: Failed to maintain records of hours of operation.	U100	X	5	Hexavalent chrome	<0.5 lbs/hr
PCP020001: No hour/time monitor was present.	U100	X	5	Hexavalent chrome	<0.5 lbs/hr

Prior Administrative Order(s) by Enforcement Action #(s) and Class:

Action With N.J.A.C. 7:27-8.3(e)	Class	Pollutant	Rate	Action With N.J.A.C. 7:27-8.3(e)	Class	Pollutant	Rate

Violation	Subject Item	Class	Pollutant	Rate	Offense #	Assessment
N.J.A.C. 7:27-8.3(e)	E101, U102, U100.	5	Hexavalent chrome	<0.5 lbs/hr	1 st	\$3,000.00
N.J.A.C. 7:27-8.3(e)						
N.J.A.C. 7:27-8.3(e)						
N.J.A.C. 7:27-8.3(e)						

Signature of Inspector: 

Date: 08/08/2002

Total Penalty \$ 3,000.00

COPY

Tel 973-523-0307
Fax 973-523-6256

G & H METAL FINISHERS

POLISHING - GRINDING - PLATING

COPPER - NICKEL - CHROME

282 Dakota Street

Paterson, N. J.

07503

August 21, 2002

CERTIFIED MAIL/RRR
7000 1530 0004 8955 8452

Mr Michael Papp
Manager
Northern Regional Office
Air Compliance & Enforcement
State of New Jersey
Department of Environmental Protection

Re: Administrative Order
And
Notice Of Civil Administrative
Penalty Assessment

EA ID # PEA0200001 - 31556

Dear Mr Papp,

We received your Administrative Order on Friday, August 16, 2002 and immediately ceased our chrome plating process.

On Monday, 8-19-02 I ordered and received from Kurts & Wolfe Chemical Co., Inc., Luster-On Chrome Mist Relief-LQ and added the required dosages to chrome tanks #1 & #2. Tuesday morning, 8-20-02, I took readings: Tank #1 - 33.9 Dynes/cm and Tank #2 - 37.34 Dynes/cm. The readings stayed consistent during the day.

Wednesday, 8-21-02, our tank chemical analyst, Analytical Technologies Inc., performed their tests and found Tank #1 to be 31.1 Dynes/cm and Tank #2 to be 35.6 Dynes/cm.

I contacted David Norwine, of Norwine Associates, Inc, who prepared our original Air Quality Permit application, and he is gathering together all of the necessary information to complete our Operation and Maintenance Plan.

I contacted Hi Tech Associates, and the hour/time monitors have been ordered and anticipate delivery and installation the week of August 26th.

I believe that we have acted in good faith to react and to start to meet the stated requirements to operate said equipment in accordance with the Permit and Certificate. I would anticipate to be in full compliance within two weeks.

The past three and one half days that we have not been able to operate our chrome tanks and complete what work we do have in progress has created additional financial burden to our company.

As I stated to Mr Burghoffer, my brother and I took title to this business June 26, 2001. From the start, we have been trying to update our operating equipment and have spent in excess of \$20,000 in unexpected repairs, etc. Having taken over at the slow time of our business cycle, where personal cash had to be infused in order to cover our monthly hard and soft expenses, plus feeling the slow down due to the recession and unfortunately the very damaging financial effects and continued economic fallout of the 9-11 terrorist attacks, we have and continue to experience a serious cash flow crunch.

Due to our present financial hardship situation, we are not in a position to pay the civil administrative penalty of \$3,000 by the stated September 7th deadline. I am requesting that you consider and approve a repayment plan of five monthly payments of \$600.00 each, starting with the September 7th date.

Under our present economic situation, this penalty has put us in a severe financial crisis.

Allowing for continued unforeseen repairs, updating of our waste water treatment monitoring equipment, and trying to continue meeting our regular monthly hard and soft expenses, I believe that I can meet this additional obligation of \$ 600.00 per month.

With the fume suppressant in tanks 1 & 2 in place and well within acceptable levels, the hour/time monitors on order and anticipated to be installed next week, Norwine Associates, Inc attending to the Operation and Maintenance plan; I believe that we are able to operate in accordance with the Permit and Certificate. Records of fume suppressant use and of hours of operation will be manually maintained until the hour/time monitors are installed.

I thank you for your understanding and patience and hope that we can come to terms with my request.

Sincerely,



Elmer E. Bush, III
President



State of New Jersey

Department of Environmental Protection

Air Compliance & Enforcement
1259 Route 46, Bldg. #2
Parsippany, NJ 07054
☎ (973) 299 7700

Bradley M. Campbell
 Commissioner

James E. McGreevey
 Governor

IN THE MATTER OF	SETTLEMENT AGREEMENT
G & H METAL FINISHERS 282 DAKOTA STREET PATERSON, NJ 07503	
EA ID #NEA020001- 31556	

This Settlement Agreement is entered into pursuant to the authority vested in the Commissioner of the New Jersey Department of Environmental Protection ("Department") by N.J.S.A. 13:1D-1 et seq. and the Air Pollution Control Act, N.J.S.A. 26:2C-1, and duly delegated, pursuant to N.J.S.A. 13:1B-4.

1. The Department issued Administrative Order and Notice of Civil Administrative Penalty Assessment (hereinafter "AONOCAPA") PEA020001-31556 in the amount of \$3,000.00 to G&H METAL FINISHERS CORP on August 16, 2002 for violations of the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq. (the "Act") and the regulations promulgated pursuant thereto, specifically N.J.A.C. 7:27- 8.3(e).
2. G&H METAL FINISHERS CORP is liable for civil administrative penalties for the above referenced violation pursuant to N.J.S.A. 26:2C-19 and N.J.A.C. 7:27A-3.1 et seq.
3. The Department and G&H METAL FINISHERS CORP had a telephone conversation on September 4, 2002 and have agreed to settle this matter in accordance with the following terms:

The Department has determined that the above violation has not been corrected. However, G&H METAL FINISHERS CORP has agreed to take the following corrective action

IMMEDIATELY cease operation of the chrome plating equipment or operate said equipment in accordance with the Permit and Certificate.

G&H METAL FINISHERS CORP also agrees to operate in compliance with all applicable regulations and permits. Based on these agreements, the Department is willing to accept a reduced penalty as follows.

G&H METAL FINISHERS CORP

NEA020001 - 31556

Page 2



- A. In full settlement of the aforementioned violation and enforcement action G&H METAL FINISHERS CORP shall pay a penalty of \$2,250.00 by check made payable to "Treasurer, State of New Jersey" and remit to the Division of Revenue at the address stated on the enclosed invoices, in accordance with the following schedule:
- \$600.00 due October 16, 2002
\$600.00 due December 16, 2002
\$1050.00 due February 16, 2003
- B. G&H METAL FINISHERS CORP hereby waives its right to an administrative hearing with respect to the enforcement action, which have been issued and which is listed above.
- C. Neither the entry into this Settlement Agreement nor the payment of the settlement amount shall constitute an admission of liability by G&H METAL FINISHERS CORP for the violations listed herein.
- D. If G&H METAL FINISHERS CORP fails to pay the above penalty in accordance with the terms and conditions of this Settlement Agreement, then AONOCAPA PEA020001-31556 shall become a final order and the full penalty, along with costs and interest calculated pursuant to N.J. Court Rule 4:42, shall be immediately due and owing. The Department may bring a summary action in the Superior Court to collect such penalty pursuant to R.4:67-6, R.4:70 and the Penalty Enforcement Law, N.J.S.A. 2A:58-1 et seq.
- E. Nothing in this Settlement Agreement shall preclude the Department from taking enforcement action against G&H METAL FINISHERS CORP for violations not set forth in this Settlement Agreement.
- F. Nothing in this Settlement Agreement restricts the ability of the Department to raise the above findings in any other proceeding, specifically including, but not limited to, proceedings pursuant to N.J.S.A. 13:1E-126 et seq., (commonly referred to as A-901).

G&H METAL FINISHERS CORP
NEA020001 - 31556
Page 3


G. This Settlement Agreement shall be effective upon execution by both parties.

DATE: OCT. 7, 2002

NJ Department of Environmental Protection

BY: 
Michael Papp, Manager
Northern Regional Office
Air Compliance & Enforcement 

DATE: 9-26-02

G&H METAL FINISHERS CORP
BY: 
Elmer E. Bush III,
President



State of New Jersey

Department of Environmental Protection

Air Compliance & Enforcement

Northern Regional Office

1259 Route 46 East, Bldg. #2

Parsippany, NJ 07054-4191

Phone: (973) 299-7700 Fax: (973) 299-7712

Bradley M. Campbell
Commissioner

James E. McGreevey
Governor

October 16, 2002

CERTIFIED MAIL/RRR
7000 1670 0002 2986 2754

Elmer E. Bush III, President
G & H Metal Finishers Corp.
282 Dakota Street
Paterson, New Jersey 07503

Re: Settlement Agreement with EA ID#: NEA020001 - 31556

Dear Mr. Bush:

Enclosed is the fully executed Withdrawal of Hearing Request and Settlement Agreement, and two invoices for the second and third penalty payment installments, as specified in paragraph 3.A. of the Agreement. Please note that the Department acknowledges receipt of your payment of the first installment prior to the execution of this Agreement.

By copy of this letter and enclosure, I am advising Janis Hoagland, Director of the Office of Legal Affairs, that the case is settled in accordance with the terms of the agreement.

If you have any questions, please contact Mr. Mark Burghoffer at (973)299-7700.

Sincerely,

David J. Kmetz
Supervising Environmental Engineer
Northern Regional Office
Air Compliance & Enforcement

Enclosure

c: J. Hoagland, Director, Office of Legal Affairs (w/attachments encl.)

A. **NEW JERSEY VIOLATIONS NOTICES.** List and explain all Summonses, Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, civil complaints, settlements, Judicial or Administrative Consent Orders, or Notices of Intent to Deny or Revoke any license or permit, or similar notices, issued to you within the past 10 years by the PVSC, New Jersey Department of Environmental Protection (DEP) or United States Environmental Protection Agency. Attach additional sheets if necessary.

2 of 2

Name of
entity cited: G&H Metal Finishers Corp

Date
Issued: 3-11-04

Address of
alleged violation: 282 Dakota St, Paterson, NJ 07503

Administrative Order and Notice

Alleged violation: See attached

Type of OF civil Administrative
notice: Penalty Assessment

Disposition & explanation: Adjudicatory Hearing postponed until February 2006, Being represented by Jack Carbone, Esq. of Carbone And Faasse. Pleading not guilty on grounds that all record keeping info was set up by one of their own agents: Mark Bughoffer. (Violations were found during December 2003-Paterson Sweep.)

Name of issuing agency: NJ DEP
Air Compliance & Enforcement

Docket No.: EA 10# PEA 04001-3/556

B. **FEDERAL VIOLATION NOTICES.** List and explain all Notices of Violation, Notices of Prosecution, Administrative Orders and Actions, civil complaints, or similar notices issued to you within the past 10 years by the U.S. Environmental Protection Agency or U.S. Department of Transportation for any alleged violation of any federal law or regulation pertaining to protection of the environment. Use additional copies of this section as necessary.

Name of
entity cited: _____

Date
Issued: _____

Address of
alleged violation: _____

Alleged violation: _____

Type of
notice: _____

Disposition &
explanation: _____

Name of issuing agency: _____

Docket no.: _____



State of New Jersey
Department of Environmental Protection

Bradley M. Campbell
Commissioner

James E. McGreevey
Governor

Air Compliance & Enforcement
Metropolitan Regional Office
2 Babcock Place
West Orange, NJ 07052
Telephone: (973) 669-3935 Fax: (973) 669-3942

CERTIFIED MAIL/RRR
7000 1670 0013 6833 5383

IN THE MATTER OF
G&H METAL FINISHERS CORP
276-282 DAKOTA ST
Paterson, NJ 07503

ADMINISTRATIVE ORDER
AND
NOTICE OF CIVIL ADMINISTRATIVE
PENALTY ASSESSMENT

EA ID # PEA040001 - 31556

This Administrative Order and Notice of Civil Administrative Penalty Assessment (hereinafter AONOCAPA) are issued pursuant to the authority vested in the Commissioner of the New Jersey Department of Environmental Protection (hereinafter NJDEP or the Department) by N.J.S.A. 13:1D-1 et seq., and the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq. (the "Act"), and duly delegated to the Manager, Metropolitan Regional Office, Air Compliance & Enforcement pursuant to N.J.S.A.13:1B-4.

FINDINGS

1. G&H METAL FINISHERS CORP owns and/or operates a facility located at 276-282 Dakota Street, Lot(s) 2, Block(s) K1219, Paterson City, Passaic County, New Jersey (ID# 31556).
2. As the result of an investigation(s) conducted on December 15, 2003, the Department has determined that G&H METAL FINISHERS CORP failed to comply with applicable requirements as follows:
 - A. Requirement: Pursuant to 40 CFR 63.346(b)(11), the owner or operator shall maintain records of the total operating time of the affected source during the reporting period.

G&H METAL FINISHERS CORP

PEA040001 - 31556

Page 2 of 6

Description of Noncompliance: You failed to fulfill all provisions and conditions for PCP010001, Subject Item E101, by failing to maintain records of the total operating time of chrome tank #1. Facility is required to maintain records of the total operating time of the affected source during the reporting period.

- B. Requirement: Pursuant to 40 CFR 63.346(b)(11), recordkeeping by manual logging of parameter daily.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item E101 by failing to record keep the total operating time of Chrome tank #1 on a daily basis. Facility is required to record keep the total operating time of E101, Chrome tank #1 by manual logging of parameter daily.

- C. Requirement: Pursuant to 40 CFR 63.346(b)(11), recordkeeping by manual logging of parameter daily.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item E102, by failing to record keep the total operating time of chrome tank #2 on a daily basis. Facility is required to record keep total operating time of chrome tank #2 by manual logging of parameter daily.

- D. Requirement: Pursuant to 40 CFR 63.346(b)(11), the owner or operator shall maintain records of the total operating time of the affected source during the reporting period.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item E102, by not maintaining records of the total operating time of chrome Tank #2. Facility is required to maintain records of the total operating time of the affected source during the reporting period.

- E. Requirement: Pursuant to N.J.A.C. 7:27- 8.3(e), recordkeeping hours of operation by manual logging of parameter daily.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item U100 Electroplating Operation, by failing to recordkeep by manual logging the hours of operation for the electroplating operation. Facility is required to recordkeep by manual logging of parameter daily for hours of operation

- F. Requirement: Pursuant to N.J.A.C. 7:27- 8.3(e), monitored hours of operation by hour/time monitor continuously, based on no averaging period.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item U100 Electroplating Operation, by failing to monitor hours of operation for the electroplating operation by hour/time monitor continuously. Facility is required to monitor hours of operation by hour/time monitor continuously based on no averaging period.

G&H METAL FINISHERS CORP

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Description of Noncompliance: You failed to fulfill all provisions and conditions for PCP010001, Subject Item E101, by failing to maintain records of the total operating time of chrome tank #1. Facility is required to maintain records of the total operating time of the affected source during the reporting period.

- B. Requirement: Pursuant to 40 CFR 63.346(b)(11), recordkeeping by manual logging of parameter daily.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item E101 by failing to record keep the total operating time of Chrome tank #1 on a daily basis. Facility is required to record keep the total operating time of E101, Chrome tank #1 by manual logging of parameter daily.

- C. Requirement: Pursuant to 40 CFR 63.346(b)(11), recordkeeping by manual logging of parameter daily.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item E102, by failing to record keep the total operating time of chrome tank #2 on a daily basis. Facility is required to record keep total operating time of chrome tank #2 by manual logging of parameter daily.

- D. Requirement: Pursuant to 40 CFR 63.346(b)(11), the owner or operator shall maintain records of the total operating time of the affected source during the reporting period.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item E102, by not maintaining records of the total operating time of chrome Tank #2. Facility is required to maintain records of the total operating time of the affected source during the reporting period.

- E. Requirement: Pursuant to N.J.A.C. 7:27- 8.3(e), recordkeeping hours of operation: by manual logging of parameter daily.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item U100 Electroplating Operation, by failing to recordkeep by manual logging the hours of operation for the electroplating operation. Facility is required to recordkeep by manual logging of parameter daily for hours of operation

- F. Requirement: Pursuant to N.J.A.C. 7:27- 8.3(e), monitored hours of operation by hour/time monitor continuously, based on no averaging period.

Description of Noncompliance: You failed to fulfill all conditions and provisions of PCP010001, Subject Item U100 Electroplating Operation, by failing to monitor hours of operation for the electroplating operation by hour/time monitor continuously. Facility is required to monitor hours of operation by hour/time monitor continuously based on no averaging period.

G&H METAL FINISHERS CORP

PEA040001 - 31556

Page 3 of 6

3. Based on the facts set forth in these FINDINGS, the Department has determined that G&H METAL FINISHERS CORP has violated the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq., and the regulations promulgated pursuant thereto specifically, 40 CFR 63.346(b)(11) and N.J.A.C. 7:27- 8.3(e).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

4. G&H METAL FINISHERS CORP shall comply with the following:
 1. IMMEDIATELY cease operation or comply.
5. This Order shall be effective upon receipt by G&H METAL FINISHERS CORP or someone on the violator's behalf authorized to accept service.

NOTICE OF CIVIL ADMINISTRATIVE PENALTY ASSESSMENT
AND
NOTICE OF RIGHT TO A HEARING

6. Pursuant to N.J.S.A. 26:2C-19 and N.J.A.C. 7:27A-3.1 et seq., and based upon the above FINDINGS, the Department has determined that a civil administrative penalty is hereby assessed against G&H METAL FINISHERS CORP in the amount of \$6,000.00. The Department's rationale for the civil administrative penalty is set forth in the attachment, and incorporated herein.
7. Pursuant to N.J.S.A. 26:2C-19 and N.J.A.C. 7:27A-3.12, the Department may, in addition to any civil administrative penalty assessed, include as a civil administrative penalty the economic benefit (in dollars) which a violator has realized as a result of not complying with, or by delaying compliance with the requirements of this Act, or any rule, administrative order, operating certificate or permit issued pursuant thereto.

G&H METAL FINISHERS CORP

PEA040001 - 31556

Page 4 of 6

8. Pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 26:2C-14.1, G&H METAL FINISHERS CORP is entitled to request a hearing. G&H METAL FINISHERS CORP shall, in its request for a hearing, complete and submit the enclosed ADMINISTRATIVE HEARING REQUEST AND CHECKLIST TRACKING FORM along with all required information. Submittal or granting of a hearing request does not stay the terms or effect of this ORDER.
9. If no request for a hearing is received within twenty (20) calendar days from receipt of this AONOCAPA, it shall become a Final Order upon the twenty-first (21st) calendar day following its receipt, and the penalty shall be due and payable.
10. If a timely request for a hearing is received, payment of the penalty is due when G&H METAL FINISHERS CORP receives a notice of the denial of the request, or, if the hearing request is granted, when G&H METAL FINISHERS CORP withdraws the request or abandons the hearing, or, if the hearing is conducted, when G&H METAL FINISHERS CORP receives a final decision from the Commissioner in this matter.
11. Payment shall be made by check payable to Treasurer, State of New Jersey and shall be submitted along with the enclosed Enforcement Invoice to:

Department of Treasury
Division of Revenue
P.O. Box 417
Trenton, NJ 08646-0417

GENERAL PROVISIONS

12. This AONOCAPA is binding on G&H METAL FINISHERS CORP their principals, directors, officers, agents, successors, assigns, employees, tenants, any trustee in bankruptcy or other trustee, and any receiver appointed pursuant to a proceeding in law or equity.
13. No obligations imposed by this AONOCAPA are intended to constitute a debt which should be limited or discharged in a bankruptcy proceeding. All obligations are imposed pursuant to the police powers of the State of New Jersey, intended to protect the public health, safety, welfare and the environment.
14. This AONOCAPA is issued only for the violation(s) identified in the FINDINGS hereinabove and that violations of any statutes, rules or permits other than those herein cited may be cause for additional enforcement actions, either administrative or judicial, being instituted. By issuing this AONOCAPA, NJDEP does not waive its rights to initiate additional enforcement actions.
15. Neither the issuance of this AONOCAPA nor anything contained herein shall relieve G&H METAL FINISHERS CORP of the obligation to comply with all applicable laws, including but not limited to the statutes and regulations cited herein.

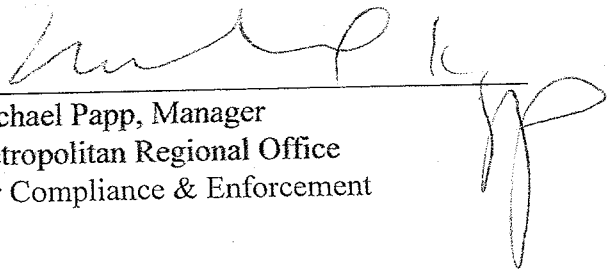
G&H METAL FINISHERS CORP

PEA040001 - 31556

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16. Pursuant to N.J.S.A. 26:2C-19(b) and N.J.S.A. 26:2C-19(d), any person who violates the provisions of the Act, or any code, rule regulation or order promulgated or issued pursuant thereto, or who fails to pay a civil administrative penalty in full, shall be liable to a penalty of up to \$10,000 for the first offense, \$25,000 for the second offense, and \$50,000 for the third and each subsequent offense. Each day during which the violation continues constitutes an additional, separate and distinct offense.
17. Pursuant to N.J.S.A. 26:2C-19(f)1, any person who purposely or knowingly violates the provisions of the Act, or any code, rule, regulation, administrative order or court order, promulgated or issued pursuant thereto, is guilty of a crime of the third degree.
18. Pursuant to N.J.S.A. 26:2C-19(f)2, any person who recklessly violates the provisions of the Act, or any code, rule, regulation, administrative order or court order promulgated or issued pursuant thereto, is guilty of a crime of the fourth degree.

DATE: March 11, 2004


Michael Papp, Manager
Metropolitan Regional Office
Air Compliance & Enforcement

Division of Compliance and Enforcement
PENALTY CALCULATION FORM

New Jersey Administrative Code 7:27-8.3(e) – Permits and Certificates

Page 1 of 1

Responsible Organization: G & H METAL FINISHERS CORP
 Program Interest ID# 31556

Date of Violation: December 15, 2003

Equipment Class (based on estimate of air contaminant with greatest emission rate w/o controls):

1. Less than 0.5 lbs/hr. 2. From 0.5 through 10 lbs/hr, or 0.5 through 2.5 lbs/hr for VOC and NOx.
3. Greater than 10 lbs/hr through 22.8 lbs/hr, or greater than 2.5 through 5.7 lbs/hr for VOC and NOx.
4. Greater than 22.8 lbs/hr, or greater than 5.7 lbs/hr for VOC and NOx.
5. If the equipment is regulated by NSPS, NESHAPS, PSDAQ, EOR, TXS or HAP (Table C).

Equipment Description	Subject Item	8.3(e)	Class	Pollutant	Rate
chrome tank 1 PCP020001	E101	x	5	hexavalent chrome	
chrome tank 2 PCP020001	E102	x	5	hexavalent chrome	
electroplating operation PCP020001	U100	x	5	hexavalent chrome	

Prior Administrative Order(s) by Enforcement Action #(s) and Class:

Action With N.J.A.C. 7:27-8.3(e)	Class	Pollutant	Rate	Action With N.J.A.C. 7:27-8.3(e)	Class	Pollutant	Rate
PEA020001	5	chrome					

Violation	Subject Item	Class	Pollutant	Rate	Offense #	Assessment
N.J.A.C. 7:27-8.3(e)	E101, E102, U100	5	hexavalent chrome		2	\$6,000.00
N.J.A.C. 7:27-8.3(e)						
N.J.A.C. 7:27-8.3(e)						
N.J.A.C. 7:27-8.3(e)						

Signature of Inspector: _____

Date: 03/09/2004

Total Penalty \$6,000.00

G&H METAL FINISHERS CORP
 PEA040001 - 31556
 Page 6 of 6

Administrative Hearing Request Checklist and Tracking Form

I. Document Being Appealed: EA ID # PEA040001 - 31556

March 11, 2004
 Date Document Issued

II. Person Requesting Hearing:

Elmer E Bush, Jr - sr member
G & H metal Finishers
 Name/Company
282 Dakota Street
Paterson, NJ 07503
 Address
923-523-0307
 Telephone #

John Carbone, Esq.
Carbone And Faasse
 Name of Attorney (if applicable)
401 Goffle Road
P.O. Box 763
Ridgewood, NJ 07451
 Address
201-445-7100
 Telephone #

III. Please Include the Following Information As Part of Your Request:

- The date the alleged violator received the Enforcement Document.
- A copy of the Enforcement Document and a list of all issues being appealed.
- An admission or denial of each of the findings of fact, or a statement of insufficient knowledge;
- The defenses to each of the findings of fact in the enforcement document;
- Information supporting the request;
- An estimate of the time required for the hearing;
- A request, if necessary, for a barrier-free hearing location for physically disabled persons;
- A clear indication of any willingness to negotiate a settlement with the Department prior to the Department's processing of your hearing request to the Office of Administrative Law; and
- This form, completed, signed and dated with all of the information listed above, including attachment, to:

- New Jersey Department of Environmental Protection
 Office of Legal Affairs
 Attention: Adjudicatory Hearing Requests
 401 E. State Street, P.O. Box 402
 Trenton, New Jersey 08625
- Michael Papp, Manager
 Air Compliance & Enforcement
 2 Babcock Place
 West Orange, NJ 07052
- All co-permittees (w/attachments)

IV. Signature: Elmer E Bush Jr Date: 4-2-04



State of New Jersey

OFFICE OF ADMINISTRATIVE LAW

33 Washington St
Newark NJ 07102-3011

(973) 648-7136

OAL Docket No.: EEQ 05636-2005N

Agency Ref. No.: PEA040001-31556

Transmitting Agency:
Environmental Quality

Filing Date: 5/26/2005

NJDEP/AIR COMPLIANCE & ENFORCEMENT

Notice of Filing

G&H METAL FINISHERS CORP.

Nature of proceeding:

APPEAL OF AN ADMINISTRATIVE ORDER AND NOTICE OF CIVIL
ADMINISTRATIVE PENALTY ASSESSMENT.

This case was received by the Office of Administrative Law on the above filing date. You will receive another notice informing you of the date and location of the hearing.

All discovery must be complete 5 days before the hearing unless another date is established by the judge. Therefore, parties must begin immediately to exchange information, to seek access to public documents, to exhaust other informal means of obtaining information and, if necessary, to serve discovery notices and motions.

Requested discovery or a reasonable schedule for supplying the information must be provided within 15 days of receiving the request. Objections to a discovery notice must be made by telephone conference call to the judge and parties within 10 days of receiving the notice. If you wish to compel a response to a discovery notice or to object to a response, you must place a telephone conference call to the judge and parties within 10 days of the notice due date or receipt of the inadequate response. If you do not, the judge may refuse to compel the discovery or may deny your objection.

Parties may represent themselves or may be represented by an attorney. In some cases, qualified nonlawyers may represent a party. Employees of state agencies, principals of close corporations, paralegals and others may be permitted to represent a party. The standards are set out in N.J.A.C. 1:1-5.1 et seq. Nonlawyer representatives must submit a notice of appearance/application on forms obtained from the clerk at least 10 days before the hearing.

The procedure for the hearing is fully set out in the Uniform Administrative Procedure rules, N.J.A.C. 1:1-1 et seq.

Date:
(OAL: F2)

William G. Speziale
Deputy Clerk

III. Information included as part of our request.

A. We received the Enforcement Document on March 15, 2004.

B. A copy of the Enforcement Document is attached and all the issues that were alleged to have been violated are being appealed.

C. I deny each of the findings of fact being that I reported on a daily business day all of the required daily information, as set up for me directly by Mark Burghoffer, of Air Compliance and Enforcement.

Based on believing what had been directed to me, to meet all of the daily reporting requirements, I must then also plead insufficient knowledge, for totally believing in and following the directions of your agent - Mark Burghoffer.

D. The defenses to each of the findings of fact in the enforcement document are that: All of my daily recording records were set up for me directly by Mark Burghoffer of Air Compliance and Enforcement. He required us to purchase AHM - Amp Hour Meter for Chrome Tanks 1 & 2 and told me that once they were installed to record the start and finish numbers each working day. And, that by doing so, it would eliminate the need to keep records by the number of loads processed in Chrome Tanks 1 & 2 with their cumulative running time. See attached copies of our record keeping journals.

- E. Please review our information supporting our appeal request. My records were set up as directed to me by Mark Burghoffer Air Compliance and Enforcement, and maintained on a daily basis as required.
- F. An estimate of time required for the hearing would be approximately one hour.
- G. There is no requirement for a barrier-free hearing location.
- H. I am willing to negotiate a settlement with the Department prior to the Department's processing of the company's hearing request to the Office of Administrative Law.

I and the company are not guilty of any of the actions as described in your findings, i.e. "... due to a failure to maintain records." As previously stated, my record keeping books were setup at the direction of Mark Burghoffer - Air Compliance and Enforcement. Based on his directions, I have kept and maintained those records on a daily basis.

Any financial penalty levied against G & H Metal Finishes will have a fatal negative financial effect and impact on the ability of this company to continue to operate and for that matter remain operating.

lasting detrimental effect on our business. We are operating on approximately 50% of the revenues that this company enjoyed prior to 9-11-01. I have exhausted all of my personal liquid investment assets, as paid-in-capital infusion in to the company to keep it open and operating.

I am and have been committed to see this company, that was founded in 1955 and acquired by me - June 26, 2001, survive the financial difficulties that it is experiencing.

Both I and the company are financially stretched and any additional financial penalties assessed against this company will require me to seriously consider the continuation or cessation of this business.

DONALD TUCKER
Chairman

CARL S. CZAPLICKI, JR.
Vice Chairman

ANTHONY W. ARDIS
FRANK J. CALANDRIELLO
ALAN C. LEVINE
ANTHONY J. LUNA
ANGELINA M. PASERCHIA
KENNETH R. PENGITORE
THOMAS J. POWELL
Commissioners

Passaic Valley
Sewerage Commissioners

~Established 1902~

600 WILSON AVENUE
NEWARK, NJ 07105
(973) 344-1800
Fax: (973) 344-2951
www.pvsc.com

BRYAN J. CHRISTIANSEN
Executive Director

JAMES KRONE
Deputy Executive Director

JOSEPH FERRIERO
Chief Counsel

LOUIS LANZILLO
Clerk

RECEIPT

Received From Erick Productions P/E/A 6 & A Metalfinisher

Amount of Payment \$750.00 Date of Payment 12/28/00

A/ Violation (VIO) – Effluent _____ \$ _____

B/ Violation (VIO) – Late Report _____ \$ _____

C/ Civil Actions (LEGAL) _____ \$ _____

D/ Application Fee (AF) _____ \$ 750.00

E/ Letter of Authorization Fee (LOA) _____ \$ _____

F/ Permit Fee (PF) _____ \$ _____

G/ CID Treatment Fee (CID) _____ \$ _____

H/ Supplemental User Charge Fee (SUC) _____ \$ _____

I/ Other (FEES) _____ \$ _____

Payment received by:

Signature

Vanessa Dominguez

Amount

750.00

Date

12/28/05

3484
55-7193/2212

G & H METAL FINISHERS
282 Dakota St
Paterson, NJ 07503
Ph 973-523-0307

Union
SINCE 1955

PAY TO THE ORDER OF PVSC DATE 12-16-05

Seven Hundred & Fifty Dollars & no/100 \$ 750.00 DOLLARS

COLUMBIA BANK
WEST MILFORD, NJ 07480

FOR SUP Renewal Application Fee Elmer E. W. Dyer

⑈003484⑈ ⑆221271935⑆ ⑈0204267872⑈

Security Features on Back

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